

May 18, 1999

TOWN OF RIVEHEAD  
Community Development Agency  
Resolution #12  
May 18<sup>th</sup>, 1999

AUTHORIZES SUPERVISOR TO EXECUTE A LEASE AGREEMENT BETWEEN THE  
COMMUNITY DEVELOPMENT AGENCY AND THE RIVERHEAD WATER DISTRICT

Member Lull offered the following resolution,  
which was seconded by Member Kent

WHEREAS, the Riverhead Water District is in need of a site in the Calverton area for construction of a pump station and well to address capacity and pressure needs in this part of the District; and

WHEREAS, the Riverhead Water District has received a site recommendation from its consulting engineers, H2M for a four (4) acre site within the former Naval Weapons Facility, now known as the Calverton Enterprise Park; and

WHEREAS, the Riverhead Water District wishes to enter into a long term lease for this property with the Riverhead Community Development Agency for a four (4) acre parcel to provide for construction of Plant #11 Pump Station and Well.

THEREFORE, BE IT RESOLVED, that this Town Board, acting on behalf of the Riverhead Water District and the Community Development Agency, hereby authorizes the Community Development Agency Chairman to execute the attached Lease Agreement.

THEREFORE, BE IT FURTHER ESOLVED, that the Town Clerk shall provide a certified copy of this resolution to Frank Isler, Esq. ; Gary Pendzick, Water Superintendent and Andrea Lohness Community Development Agency Director.

Member Cardinale

Yes

State of New York )  
County of Suffolk ) ss:  
Town of Riverhead )

THIS IS TO CERTIFY that I, the undersigned, Secretary/Treasurer of the Riverhead Community Development Agency, Town of Riverhead, County of Suffolk, have compared the foregoing copy

*of this resolution*

with the original *resolution*  
now on file in this office and which was duly filed on the *19<sup>th</sup>* day of *May*  
*1999*, and that the same is a true and correct transcript of said  
and of the whole therof.

IN WITNESS WHEREOF, I have hereunto set my hand and the official seal of the said  
Riverhead Community Development Agency, this *19<sup>th</sup>* day of *May* *1999*

*Andrea Lohness*

Secretary/Treasurer of the Riverhead Community Development Agency

## LEASE AGREEMENT

This Lease made the <sup>yl</sup>19 day of May, 1999, between the TOWN OF RIVERHEAD COMMUNITY DEVELOPMENT AGENCY, with its principal place of business at 200 Howell Road, Riverhead, New York, hereinafter the Landlord; and THE TOWN OF RIVERHEAD WATER DISTRICT, with its principal place of business at 1035 Pulaski Street, Riverhead, New York, hereinafter the Tenant.

**PREMISES LEASED:** The Landlord hereby leases the premises comprising approximately four (4) acres as shown on the survey of proposed plant # 11 prepared by John C. Ehlers Land Surveyor, dated September 25, 1998, a copy of which is annexed hereto as Schedule 1 and incorporated herein. The premises is more particularly described in Schedule 2 annexed hereto and incorporated herein.

**TERM:** Unless sooner terminated, this lease shall have a term of ninety-nine (99) years commencing on January 1, 1999 and terminating on December 31, 2097.

**RENT:** The base yearly rent is \$ 8,000.00 which Tenant shall pay to the Landlord annually on the 15th day of January.

The base yearly rent shall be adjusted annually based on the Consumer Price Index for New York and Northeastern New Jersey area for all Urban Consumers as produced by the United States Department of Labor, Bureau of Labor Statistics. The Base Year to be used will be 1999.

USE OF THE PREMISES: This lease is being entered into in accordance with the Town of Riverhead Calverton Enterprise Park Urban Renewal Plan, adopted by the Town Board of the Town of Riverhead on October 19, 1998. The premises are intended to be used by the tenant for the construction and operation of additional well(s) plant to service the Riverhead Water District and for other Water District purposes.

RIVERHEAD COMMUNITY DEVELOPMENT AGENCY

BY: Vincent G. Villella  
VINCENT G. VILLELLA  
CHAIRPERSON

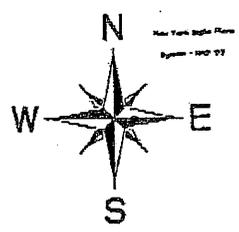
RIVERHEAD WATER DISTRICT

BY: Vincent G. Villella  
VINCENT G. VILLELLA  
SUPERVISOR

MAP OF PROPERTY  
 PREPARED FOR:  
 THE RIVERHEAD WATER DISTRICT  
 PROPOSED PLANT #11  
 SITUATE: CALVERTON  
 TOWN OF RIVERHEAD  
 SUFFOLK COUNTY, NEW YORK

PART OF SUFFOLK COUNTY TAX #  
 DISTRICT - 0600  
 SECTION - 1B5  
 BLOCK - 010.00  
 LOT - 002.0

SURVEYED: SEPTEMBER 25, 1948



**STATE ROUTE 25**  
 (aka Middle Country Road)  
 (reputedly 80' Wide)  
 $N60^{\circ}22'23''E 561.25'$   
 chain link fence

$S60^{\circ}22'23''W 447.05'$   
 PC in State Road Enclosure  
 large con. man. imp.

$S74^{\circ}0'18''E 431.28'$   
 Hodgson

$N29^{\circ}37'37''W 400.00'$   
 WOODED

$S60^{\circ}22'23''W 400.00'$   
 WOODED

Division Line as  
 Annotated from  
 Pine Barrens  
 Land Use Maps

SCHEDULE 1



## Proposed Description

Commencing at a concrete monument which marks the north east corner of the parcel herein described; said point being on the southerly line of Middle Country Road (aka SR #25) distant 447.83' on a bearing of S 60°22' 23"W from a point of curvature in said road line; said point of curvature being 21.30' on a bearing of N 60°22'23"E from a large concrete monument found along said road line.

From said point of beginning, running thence S 07°40' 18"E a distance of 431.28' to a concrete monument, running thence S 60°22' 23"W a distance of 400.00' to a concrete monument, running thence N 29°37' 37"W a distance of 400.00' to a concrete monument and the southerly line of Middle Country Road, running thence along the southerly line of Middle Country Road N 60°22' 23"E a distance of 561.25' to the point or place of beginning, containing 4.41 acres more or less.

SCHEDULE 2

5/18/99

# Adopted

## TOWN OF RIVERHEAD

Resolution # 438

### ADOPTS A LOCAL LAW AMENDING CHAPTER 48 ENTITLED, "BEACHES AND RECREATION CENTERS" OF THE RIVERHEAD TOWN CODE

COUNCILMAN KENT

\_\_\_\_\_ offered the following resolution, was seconded by  
COUNCILMAN CARDINALE  
COUNCILMAN \_\_\_\_\_

**WHEREAS**, the Town Clerk was authorized to publish and post the attached public notice to consider a local law to amend Chapter 48 entitled, "Beaches and Recreation Centers" of the Riverhead Town Code once in the **News Review**, the newspaper hereby designated as the official newspaper for this purpose, and to post same on the signboard in Town Hall; and

**WHEREAS**, a public hearing was held on the 4h day of May, 1999 at 7:15 o'clock p.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place specified in said public notice, and all persons wishing to be heard were heard.

**NOW THEREFORE BE IT RESOLVED**, that an a local law amending Chapter 48 entitled, "Beaches and Recreation Centers" of the Riverhead Town Code be and is hereby adopted as specified in the attached notice of adoption; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to publish the attached notice of adoption once in the **News Review** and to post same on the signboard at Town Hall; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Code Revision Committee; the Recreation Department; the Bay Constable and Police Chief Joseph Grattan.

**THE VOTE**

|           |   |                             |      |   |                             |
|-----------|---|-----------------------------|------|---|-----------------------------|
| Cardinale | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | Kent | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| Kwasna    | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | Lull | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| Vilella   | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |      |   |                             |

THE RESOLUTION WAS  WAS NOT \_\_\_\_\_

**THEREUPON DULY DECLARED ADOPTED**

**TOWN OF RIVERHEAD  
NOTICE OF ADOPTION**

**PLEASE TAKE NOTICE**, that the Town Board of the Town of Riverhead adopted a local law amending Chapter 48 entitled, "Beaches and Recreation Centers" of the Riverhead Town Code at its regular meeting held on May 18, 1999 as follows:

**§48-17. Swimming and bathing area regulations.**

Swimming and bathing are permitted only in the water area delineated or enclosed by floating lines or markers. No person shall launch, land, moor or operate any boat or vessel in, through or across the swimming and bathing area. No fishing is permitted ~~in~~ within 50 feet of any swimming and bathing area.

**§48-18. Dogs and other animals; destruction of property.**

- A. No dogs or domestic animals shall be allowed on any public bathing beach or recreation center except guide dogs.

**§48-22. Penalties for offenses.**

Any violation of any section or provision of this article, upon conviction of such violation, shall be punishable by a fine of not less than \$~~5~~ \$25 nor more than \$50.

Dated: Riverhead, New York  
May 18, 1999

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD**

**BARBARA GRATTAN, Town Clerk**

\* Underscore represents addition(s)

Adopted

TOWN OF RIVERHEAD

5/18/99

RESOLUTION# 439

AWARDS BID FOR CONSTRUCTION OF PLANT NO. 11  
CONTRACT NO. 1, WELL & WELL PUMP WORK  
RIVERHEAD WATER DISTRICT

Adopted \_\_\_\_\_

COUNCILMAN CARDINALE

\_\_\_\_\_ offered the following resolution  
which was seconded by COUNCILMAN LULL,

WHEREAS, this Town Board did authorize the advertisement for bids for the construction of Plant No 11, well and well pump work, and

WHEREAS, the Town Clerk was authorized to advertise for such bids, and

WHEREAS, all bids received were opened and read aloud on the date and time advertised in the notice, and

WHEREAS, it has been recommended by H2M, consulting engineers to the Riverhead Water District, by letter dated May 3, 1999, that the bid be awarded to LAYNE CHRISTENSEN COMPANY of Holbrook, New York, in the total bid amount of \$359,760, which includes items 1 through 14,

NOW, THEREFORE, BE IT

RESOLVED, that the bid for the construction of Plant No. 11, contract No. 1, well and well pump work be and is hereby awarded to Layne Christensen Company of Holbrook, New York, for a total bid of \$359,760, and be it further

RESOLVED, that the awarding of this project is contingent upon the Town of Riverhead receiving approval of the bids by the Economic Development Agency and funding therefrom, and be it further

RESOLVED, that the Town Clerk forwarded certified copies of this resolution to Layne Christiansen Company; Frank Isler, Esq.; H2M, and Gary Pendzick, be it further

RESOLVED, that the Town clerk is hereby authorized to return to all the unsuccessful original bidders their respective bid security and it is further

RESOLVED, that upon completion of fully executed contracts and the filing of said contract with the Town Clerk, the Town Clerk is hereby authorized to release to the successful bidder the bidder's bid security.

**THE VOTE**

Cardinale  Yes \_\_\_ No \_\_\_ Kent  Yes \_\_\_ No \_\_\_  
 Kwasna  Yes \_\_\_ No \_\_\_ Lull  Yes \_\_\_ No \_\_\_  
 Villella  Yes \_\_\_ No \_\_\_

THE RESOLUTION WAS  WAS NOT

THEREUPON DULY DECLARED ADOPTED

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 440

APPOINTS MEMBERS TO THE RIVERHEAD TOWN LANDMARKS PRESERVATION COMMISSION

The following resolution was offered by COUNCILMAN LULL and was seconded by COUNCILMAN KWASNA

WHEREAS, Chapter 73 of the Riverhead Town Code, "Landmarks Preservation Commission" causes the establishment of an advisory body to the Town Board known as the Landmarks Preservation Commission consisting of seven (7) members; and

WHEREAS, the Town Board has been advised by letter dated February 24, 1999 that the Town Board must appoint members to the Commission.

NOW, THEREFORE, BE IT RESOLVED, that Dr. Ewin S. Lapham, Esq., A.B., J.D. and Laurel Sisson, be appointed for a term of one year.

BE IT FURTHER RESOLVED, that Peter Lucas be appointed for a two year term and;

BE IT FURTHER RESOLVED, due to the death of Dr. Edward Johannemann, John Huck be appointed to fill the unexpired term...

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Alice K. Graff, chairman of the Landmarks Preservation Commission.

THE VOTE
Cardinale Yes No Kent Yes No
Kwasna Yes No Lull Yes No
Vilella Yes No
THE RESOLUTION WAS WAS NOT
THEREUPON DULY DECLARED ADOPTED

Adopted

5/18/99

TOWN OF RIVERHEAD

Resolution # 441

APPROVES APPLICATION OF SWEZEY'S DEPARTMENT STORE

COUNCILMAN KWASNA offered the following resolution, was seconded by

COUNCILMAN KENT :

**WHEREAS**, Swezey's Department Store has submitted an application for the purpose of conducting their annual Sidewalk and Tent Sale to be held at Main Street and the parking area in back of 121 Main Street, Riverhead, New York, on the following dates and times:

- Wednesday, July 7, 1999 (Setup)
- Thursday, July 8, 1999 – 9:30 a.m. to 6:00 p.m.
- Friday, July 9, 1999 – 9:30 a.m. to 9:00 p.m.
- Saturday, July 10, 1999 – 9:30 a.m. to 6:00 p.m.
- Sunday, July 11, 1999- 11:30 to 5:00 p.m.
- Monday, July 12, 1999 – (Breakdown) ; and

**WHEREAS**, a certificate of insurance has been received naming the Town of Riverhead as an additional insured; and

**WHEREAS**, the Town Attorney of the Town of Riverhead has reviewed all documents regarding said application.

**NOW THEREFORE BE IT RESOLVED**, that the application of Swezey's Department Store for the purpose of conducting their annual Sidewalk and Tent Sale to be held at Main Street and the parking area in back of 121 Main Street, Riverhead, New York, on the aforementioned dates and times, is hereby approved; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Swezey's Department Store, 111 East Main Street, Riverhead, New York, 1190; Kenneth Testa, P.E. and the Riverhead Police Department.

THE VOTE

|           |   |                             |      |   |                             |
|-----------|---|-----------------------------|------|---|-----------------------------|
| Cardinale | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | Kent | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| Kwasna    | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | Lull | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| Vilella   | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |      |   |                             |

THE RESOLUTION WAS  WAS NOT  
THEREUPON DULY DECLARED ADOPTED

Adopted

5/18/99

TOWN OF RIVERHEAD

Resolution # 442

APPROVES APPLICATION OF EAST END ARTS & HUMANITY COUNCIL, INC.

COUNCILMAN KENT offered the following resolution, was seconded by

COUNCILMAN CARDINALE

WHEREAS, the East End Arts & Humanity Council, Inc. has submitted an application for the purpose of conducting a Community Mosaic Painting Festival to be located on the grounds of the East End Arts & Humanity Council's property and the Peconic Riverfront parking lot, Riverhead, New York, to be held on May 30th, 1999, between the hours of 12:00 noon and 5:00 p.m., having a rain date of May 31<sup>st</sup>, 1999; and

WHEREAS, a certificate of insurance has been received naming the Town of Riverhead as an additional insured; and

WHEREAS, the Town Attorney of the Town of Riverhead has reviewed all documents including the certificate of insurance regarding said application.

NOW THEREFORE BE IT RESOLVED, that the application of the East End Arts & Humanity Council, Inc. for the purpose of conducting a Community Mosaic Painting Festival to be located on the grounds of the East End Arts & Humanity Council's property and the Peconic Riverfront parking lot, Riverhead, New York, to be held on May 30th, 1999, between the hours of 12:00 noon and 5:00 p.m., having a rain date of May 31<sup>st</sup>, 1999, be and is hereby approved; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the East End Arts & Humanity Council, Inc., Attn: Denise Civiletti, 133 East Main Street, Riverhead, New York, 11901; Ken Testa, P.E. and the Riverhead Police Department.

**THE VOTE**

Cardinale  Yes  No    Kent  Yes  No  
 Kwasna  Yes  No    Lull  Yes  No  
 Vilella  Yes  No

THE RESOLUTION WAS  WAS NOT   
 THEREUPON DULY DECLARED ADOPTED

5/18/99

Adopted

TOWN OF RIVERHEAD

Resolution # 443

**APPROVES APPLICATION OF APPLE HONDA ISUZU, INC.**

COUNCILMAN CARDINALE

\_\_\_\_\_ offered the following resolution, was seconded by

COUNCILMAN LULL

**WHEREAS**, Apple Honda Isuzu, Inc. has submitted an application for the purpose of erecting a tent for the display and sale automobiles at the location of 1375 Old Country Road, Riverhead, New York, to be held from May 10, 1999 through May 24, 1999 between the hours of 9:00 a.m. and 8:00 p.m.; and

**WHEREAS**, a certificate of insurance has been received naming the Town of Riverhead as an additional insured; and

**WHEREAS**, the Town Attorney of the Town of Riverhead has reviewed all documents including the certificate of insurance regarding said application.

**NOW THEREFORE BE IT RESOLVED**, that the application of Apple Honda Isuzu, Inc. for the purpose of erecting a tent for the display and sale of automobiles at the location of Old Country Road, Riverhead, New York, to be held from May 10, 1999 to May 24, 1999, between the hours of 9:00 a.m. to 8:00 p.m. is hereby approved; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Apple Honda Isuzu, Inc., 1375 Old Country Road, Riverhead, New York, 11901 and the Riverhead Police Department.

**THE VOTE**

|           |   |                             |      |   |                             |
|-----------|---|-----------------------------|------|---|-----------------------------|
| Cardinale | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | Kent | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| Kwasna    | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | Lull | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| Villella  | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |      |   |                             |

THE RESOLUTION WAS  WAS NOT

THEREUPON DULY DECLARED ADOPTED

May 18, 1999

**Adopted**

TOWN OF RIVEHEAD  
Resolution # 444  
May 18<sup>th</sup>, 1999

AUTHORIZES SUPERVISOR TO EXECUTE A LEASE AGREEMENT BETWEEN THE  
COMMUNITY DEVELOPMENT AGENCY AND THE RIVERHEAD WATER DISTRICT

COUNCILMAN LULL

\_\_\_\_\_ offered the following resolution,

COUNCILMAN KWASNA

which was seconded by \_\_\_\_\_

WHEREAS, the Riverhead Water District is in need of a site in the Calverton area for construction of a pump station and well to address capacity and pressure needs in this part of the District; and

WHEREAS, the Riverhead Water District has received a site recommendation from its consulting engineers, H2M for a four (4) acre site within the former Naval Weapons Facility, now known as the Calverton Enterprise Park; and

WHEREAS, the Riverhead Water District wishes to enter into a long term lease for this property with the Riverhead Community Development Agency for a four (4) acre parcel to provide for construction of Plant #11 Pump Station and Well.

THEREFORE, BE IT RESOLVED, that this Town Board, acting on behalf of the Riverhead Water District and the Community Development Agency, hereby authorizes the Town Supervisor to execute the attached Lease Agreement.

THEREFORE, BE IT FURTHER ESOLVED, that the Town Clerk shall provide a certified copy of this resolution to Frank Isler, Esq. ; Gary Pendzick, Water Superintendent and Andrea Lohneiss Community Development Director.

**THE VOTE**

|   |  |
|---|--|
| Cardinale <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | Kent <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| Kwasna <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No    | Lull <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| Villella <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No  |  |

THE RESOLUTION WAS  WAS NOT

THEREUPON DULY DECLARED ADOPTED

## LEASE AGREEMENT

This Lease made the \_\_\_ day of \_\_\_\_\_, 1999, between the TOWN OF RIVERHEAD COMMUNITY DEVELOPMENT AGENCY, with its principal place of business at 200 Howell Road, Riverhead, New York, hereinafter the Landlord; and THE TOWN OF RIVERHEAD WATER DISTRICT, with its principal place of business at 1035 Pulaski Street, Riverhead, New York, hereinafter the Tenant.

**PREMISES LEASED:** The Landlord hereby leases the premises comprising approximately four (4) acres as shown on the survey of proposed plant # 11 prepared by John C. Ehlers Land Surveyor, dated September 25, 1998, a copy of which is annexed hereto as Schedule 1 and incorporated herein. The premises is more particularly described in Schedule 2 annexed hereto and incorporated herein.

**TERM:** Unless sooner terminated, this lease shall have a term of ninety-nine (99) years commencing on January 1, 1999 and terminating on December 31, 2097.

**RENT:** The base yearly rent is \$ 8,000.00 which Tenant shall pay to the Landlord annually on the 15th day of January.

The base yearly rent shall be adjusted annually based on the Consumer Price Index for New York and Northeastern New Jersey area for all Urban Consumers as produced by the United States Department of Labor, Bureau of Labor Statistics. The Base Year to be used will be 1999.

USE OF THE PREMISES: This lease is being entered into in accordance with the Town of Riverhead Calverton Enterprise Park Urban Renewal Plan, adopted by the Town Board of the Town of Riverhead on October 19, 1998. The premises are intended to be used by the tenant for the construction and operation of additional well(s) plant to service the Riverhead Water District and for other Water District purposes.

RIVERHEAD COMMUNITY DEVELOPMENT AGENCY

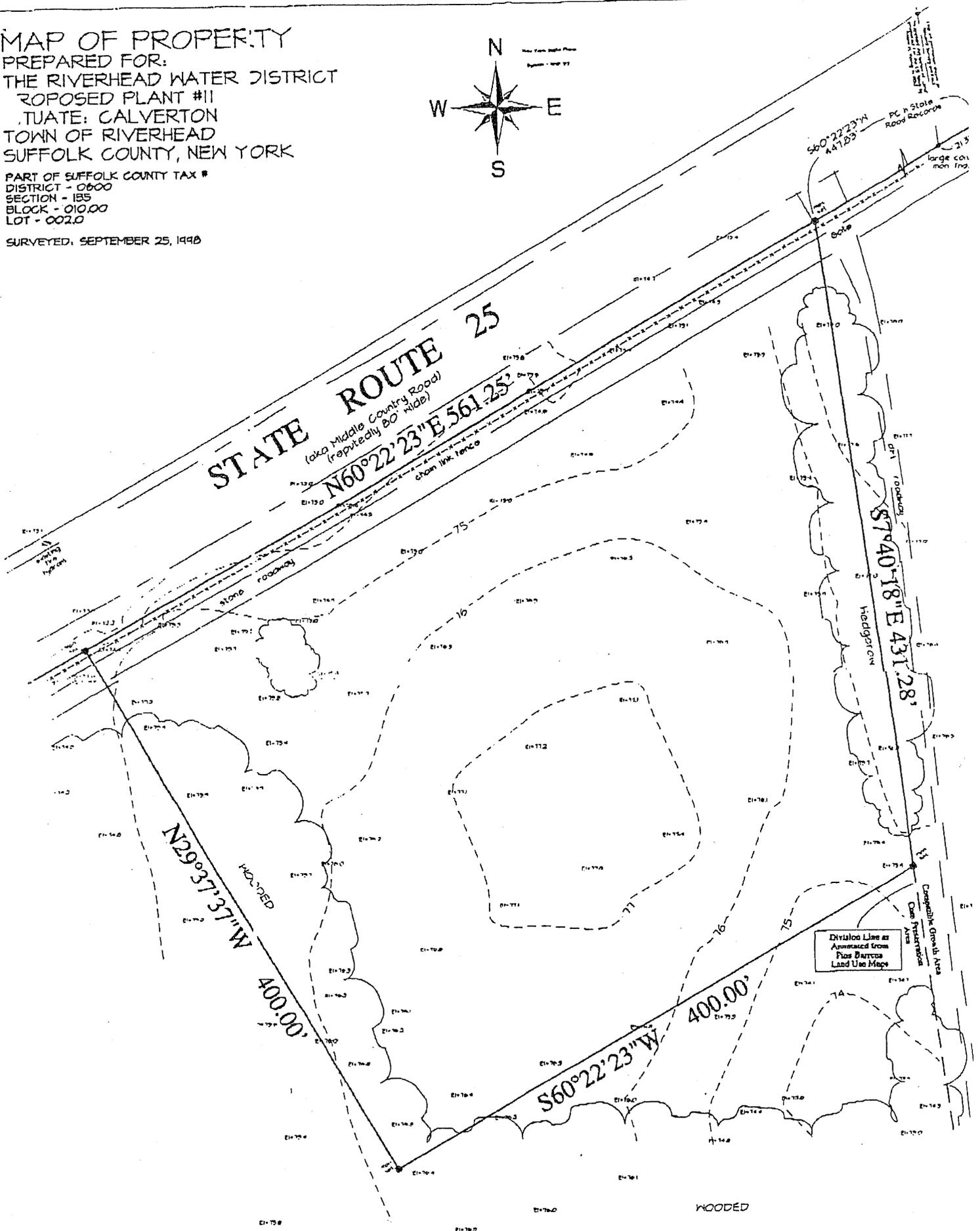
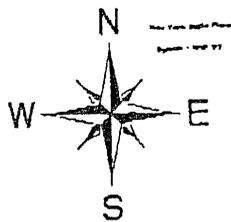
BY: VINCENT G. VILLELLA  
CHAIRPERSON

RIVERHEAD WATER DISTRICT

BY: VINCENT G. VILLELLA  
SUPERVISOR

MAP OF PROPERTY  
 PREPARED FOR:  
 THE RIVERHEAD WATER DISTRICT  
 PROPOSED PLANT #11  
 TOWNSHIP: CALVERTON  
 TOWN OF RIVERHEAD  
 SUFFOLK COUNTY, NEW YORK

PART OF SUFFOLK COUNTY TAX #  
 DISTRICT - 0600  
 SECTION - 135  
 BLOCK - 010.00  
 LOT - 002.0  
 SURVEYED: SEPTEMBER 25, 1998



Division Line as  
 Appraised from  
 Pine Barrens  
 Land Use Maps

SCHEDULE 1



### Proposed Description

Commencing at a concrete monument which marks the north east corner of the parcel herein described; said point being on the southerly line of Middle Country Road (aka SR #25) distant 447.83' on a bearing of S 60°22' 23"W from a point of curvature in said road line; said point of curvature being 21.30' on a bearing of N 60°22'23"E from a large concrete monument found along said road line.

From said point of beginning, running thence S 07°40' 18"E a distance of 431.28' to a concrete monument, running thence S 60°22' 23"W a distance of 400.00' to a concrete monument, running thence N 29°37' 37"W a distance of 400.00' to a concrete monument and the southerly line of Middle Country Road, running thence along the southerly line of Middle Country Road N 60°22' 13"E a distance of 561.25' to the point or place of beginning, containing 4.41 acres more or less.

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SCHEDULE 2

5/18/99

**Adopted**

TOWN OF RIVERHEAD

Resolution # 445

May 18, 1999

AUTHORIZING PUBLICATION OF NOTICE TO BIDDERS FOR IMPROVEMENTS TO HALLOCKVILLE MUSEUM FARM

COUNCILMAN KWASNA

\_\_\_\_\_ offered the following

**COUNCILMAN KENT**

resolution, which was seconded by \_\_\_\_\_.

WHEREAS, the Town of Riverhead has obtained federal funds for restoration improvements at the Hallockville Museum Farm; and

WHEREAS, the specifications have been prepared for the Hallock Homestead, Samuel Terry Hudson House and Cichanowicz House and approved by the State Historic Preservation office.

THEREFORE, BE IT RESOLVED, that the Town Board authorizes an advertisement to be published in the News Review May 20, 1999 and twice in the Newsday, May 20, 1999 and May 27, 1999.

BE IT FURTHER RESOLVED, that the Town Clerk is directed to forward a certified copy of this resolution to Andrea Lohnneiss, Community Development Director and John Eilertson, Hallockville Museum Farm.

**THE VOTE**

|           |   |                             |      |   |                             |
|-----------|---|-----------------------------|------|---|-----------------------------|
| Cardinale | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | Kent | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| Kwasna    | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | Lull | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| Villella  | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |      |   |                             |

THE RESOLUTION WAS  WAS NOT

THEREUPON DULY DECLARED ADOPTED

## BID PROPOSAL

The Town of Riverhead, as project sponsor, will receive sealed bids for a project known as:

Construction and Site Improvements  
Hallockville  
Museum Farm and Folklife Center  
Sound Avenue  
Riverhead, New York  
Suffolk County

Sealed bids will be received until 11:00 a.m., June 14, 1999 at the Office of the Clerk at Riverhead Town Hall 200 Howell Avenue, Riverhead, New York 11901 and will be opened and evaluated.

All work must be performed in accordance with the construction documents prepared by the Frederick Stelle Company and meet construction standards as set forth herein. This project is federally-funded through the Intermodal Surface Transportation Enhancement Act (ISTEA) administered by the New York State Department of Transportation. This project is also being funded by the U.S. Department of Housing and Urban Development administered through Suffolk County and the Town of Riverhead.

The Hallock Homestead is on the State and National Register of Historic Places. Due to the highly sensitive nature of the historic preservation work on the Hallock Homestead portion of this project, carpenters for that portion shall have at least five years experience working with historic structures, including work on similar projects or structures. The bidder shall include in its bid package a list of current and previously completed historic preservation projects, including the name of the project owner, a contact person and telephone number so that references may be verified. The project will be awarded to the lowest responsible bidder who meets the experience specifications. The Town of Riverhead and Owner (Hallockville) reserve the right to reject any and all proposals.

Plans and specifications may be examined and obtained from the Town Clerk, Town of Riverhead, 200 Howell Avenue, Riverhead, New York, on or after Thursday May 20, 1999 upon deposit of Fifty dollars (\$50.00) for each set furnished. Deposits shall be made by cash, check or bank money order. No exceptions shall be made.

Deposits for plans and specifications will be refunded to bidders who return same within ten (10) days in good condition; other deposits will either be partially or not refunded if the plans and specifications have not been returned in good condition within thirty (30) days after bids have been opened.

Each proposal must be accompanied by a certified check or bid bond in the amount of five percent (5%) of the total bid, made payable to Vincent Vilella, Supervisor, Town of Riverhead, as set forth in the Information to Bidders.

5/18/99

Adopted

Town of Riverhead

Resolution # 446

Authorizes Publication of Notice for Public Hearing Regarding the Millbrook Gables Urban Renewal Plan

COUNCILMAN KENT

Councilman \_\_\_\_\_ offered the following resolution,

which was seconded by \_\_\_\_\_ Councilman **COUNCILMAN CARDINALE** \_\_\_\_\_:

**WHEREAS**, the Riverhead Town Board authorized the preparation of an Urban Renewal Plan to address the area defined by East Main Street, County Road 58, Elton Street and known as the Millbrook Gables pursuant to General Municipal Law Article 15 and 15A of the General Municipal Law; and

**WHEREAS**, pursuant to Section 505 of Article 15 of the Urban Renewal Law, the draft plan was referred to the Riverhead Planning Board for hearing, review and report.

**THEREFORE, BE IT RESOLVED**, that the Riverhead Town Board hereby authorizes publishing and posting of the attached public notice in the Thursday, May 20 issue of the News-Review and to post same on the signboard in Town Hall.

**THEREFORE, BE IT FURTHER RESOLVED**, that the Town Clerk shall provide a certified copy of this resolution to Community Development Director Andrea Lohneiss, Planning Director Richard Hanley and Riverhead Planning Board Chairwoman Barbara Blass.

**THE VOTE**

Cardinale  Yes  No      Kent  Yes  No  
 Kwasna  Yes  No      Lull  Yes  No  
 Villella  Yes  No

THE RESOLUTION WAS  WAS NOT

THEREUPON DULY DECLARED ADOPTED

**TOWN OF RIVERHEAD  
PUBLIC NOTICE**

**Please take notice that** a public hearing will be held on the 1<sup>st</sup> day of June 1999 at 7:05 p.m. at Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, to consider adoption of an Urban Renewal Plan for the area defined by East Main Street, County Road 58, Elton Street and known as the Millbrook Gables pursuant to Article 15 and 15A of the General Municipal Law.

Dated: May 18, 1999

Barbara Grattan  
Town Clerk

Adopted

TOWN OF RIVERHEAD

RESOLUTION # 447

AUTHORIZES ATTENDANCE OF ASSESSOR AT SEMINAR

COUNCILMAN CARDINALE

\_\_\_\_\_ offered the following resolution which  
COUNCILMAN LULL  
was seconded by \_\_\_\_\_ :

WHEREAS, a seminar for assessors is being held at Cornell University, Ithaca, New York, on July 19 through July 23, 1999 and,

WHEREAS, 1 member of the Board of Assessors has expressed a desire to attend seminar.

NOW, THEREFORE, BE IT RESOLVED, that 1 assessor is hereby authorized to attend said seminar, and

BE IT FURTHER RESOLVED, that the use of a Town vehicle is hereby authorized, and

BE IT FURTHER RESOLVED, that all expenses shall be reimbursed by the Town upon submission of proper receipts, and

BE IT FURTHER RESOLVED, that tuition, lodging, meals, and travel expenses are subject to reimbursement by the State to the Town of Riverhead upon completion of said seminar, and

BE IT FURTHER RESOLVED that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to the Assessors' Office and the Accounting Department.

THE VOTE

Cardinale  Yes \_\_\_ No \_\_\_ Kent  Yes \_\_\_ No \_\_\_  
Kwasna  Yes \_\_\_ No \_\_\_ Lull  Yes \_\_\_ No \_\_\_  
Villella  Yes \_\_\_ No \_\_\_

THE RESOLUTION WAS  WAS NOT

THEREUPON DULY DECLARED ADOPTED

Adopted

May 18, 1999

TOWN OF RIVERHEAD

RESOLUTION#448

AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF AUCTION OF ABANDONED VEHICLES AND ALL OTHER UNCLAIMED PROPERTY BEING HELD BY THE POLICE DEPARTMENT

COUNCILMAN LULL

offered the following resolution which was

seconded by COUNCILMAN KWAGNA.

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the following Notice of Abandoned Vehicles to be sold at Public Auction on June 19, 1999 at 9:00 A.M., pursuant to Section 1224 of the Vehicle and Traffic Law of the State of New York, to be held at the Riverhead Town Impound Area, located on Route 58 in the Town of Riverhead. Vehicles may be inspected prior to the auction on June 18, 1999 between the hours of 10:00 A.M. to 3:00 P.M.

BE IT FURTHER, that any and all other unclaimed property being held by the Police Department will also be available for public auction on June 19, 1999.

AV-01      1975 International Van      10662EHA20397      White

TOWN VEHICLES

|       |                |                |                   |        |
|-------|----------------|----------------|-------------------|--------|
| TV-01 | Ford           | F350 Stake     | 1FDJF37G7CNA68550 | Blue   |
| TV-02 | 1986 Chevrolet | C10 Pickup     | 2GCEC14H1G1175200 | White  |
| TV-03 | 1984 Jeep      | Cherokee       | JCVB7729ET083119  | White  |
| TV-04 | 1990 Chevrolet | Blazer         | 1GTEV18K0LF504553 | White  |
| TV-05 | 1987 Ford      | Crown Victoria | 2FABP72GXHX185121 | White  |
| TV-06 | 1988 Chevrolet | Cavalier Wagon | 1G1JC8112JT186143 | White  |
| TV-07 | 1966 Chevrolet | K20 Dump Truck | K2536T119883      | Yellow |
| TV-08 | 1990 Ford      | F250 Pickup    | 1FTEF26H9LNB25681 | White  |
| TV-09 | 1980 GMC       | 3500 Dump Trk  | 1GDHC34M7BV594953 | Red    |
| TV-10 | 1987 Ford      | Crown Victoria | 2FABP72G8HX185120 | White  |
| TV-11 | 1987 Ford      | Crown Victoria | 2FABP72G6JX133880 | White  |
| TV-12 | 1991 Ford      | Crown Victoria | 2FACP72F3MX114114 | White  |
| TV-13 | 1986 Ford      | Crown Victoria | 2FABP43G4GX200904 | White  |
| TV-14 | 1986 Ford      | Crown Victoria | 2FABP43GXGX200910 | White  |
| TV-15 | 1984 Chevrolet | Pickup         | 2GCEK14H7E1193815 | Red    |

Adopted

May 18, 1999

TOWN OF RIVERHEAD

RESOLUTION# 449

AUTHORIZES TOWN CLERK TO PUBLISH & POST  
PUBLIC NOTICE OF PROPERTY AUCTION

COUNCILMAN KWASNA

\_\_\_\_\_ offered the following resolution which was  
seconded by COUNCILMAN KENT.

BE IT RESOLVED, that the Town Clerk is hereby authorized to publish and post  
the following Public Notice in the May 27, 1999 issue of the News Review:

**THE VOTE**

Cardinale  Yes  No    Kent  Yes  No  
 Kwasna  Yes  No    Lull  Yes  No  
 Villella  Yes  No

THE RESOLUTION WAS  WAS NOT   
 THEREUPON DULY DECLARED ADOPTED

**PUBLIC NOTICE**

PLEASE TAKE NOTICE, that the Town of Riverhead will be holding a public auction on June 19, 1999 at 9:00am at the Municipal Garage, Route 58, Riverhead, New York, for the purpose of liquidating obsolete equipment, furniture and personal property owned by the Town of Riverhead. A list of the items to be auctioned will be available at the Town Clerk's office June 16, 1999 during normal working hours, Monday through Friday, 8:30am-4:30pm.

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

Barbara Grattan, Town Clerk

Adopted

5/18/99

TOWN OF RIVERHEAD

Resolution # 450

**AUTHORIZES TOWN CLERK TO PUBLISH AND POST PUBLIC NOTICE TO CONSIDER AN AMENDMENT TO CHAPTER 108 ENTITLED, "ZONING" OF THE RIVERHEAD TOWN CODE (NONCONFORMING BUILDINGS AND USES & APPLICATION PROCEDURE; FEES)**

COUNCILMAN KENT

\_\_\_\_\_ offered the following resolution, was seconded by

COUNCILMAN CARDINALE

**RESOLVED**, the Town Clerk be and is hereby authorized to publish the attached public notice to consider an amendment to Chapter 108 entitled, "Zoning" of the Riverhead Town Code once in the May 27, 1999 issue of the **News Review**, the newspaper hereby designated as the official newspaper for this purpose, and also to cause a copy of the proposed amendment to be posted on the sign board of the Town; and be it further

**RESOLVED**, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Riverhead Planning Department; the Riverhead Planning Board and the Riverhead Building Department.

THE VOTE

Cardinale  Yes \_\_\_ No \_\_\_    Kent  Yes \_\_\_ No \_\_\_  
Kwasna  Yes \_\_\_ No \_\_\_    Lull  Yes \_\_\_ No \_\_\_  
Vilella  Yes \_\_\_ No \_\_\_

THE RESOLUTION WAS  WAS NOT

THEREUPON DULY DECLARED ADOPTED

383

**TOWN OF RIVERHEAD  
PUBLIC NOTICE**

**PLEASE TAKE NOTICE** that a public hearing will be held before the Town Board of the Town of Riverhead at 200 Howell Avenue, Riverhead, New York on the 15th day of June, 1999 at 2:10 o'clock p.m. to consider an amendment to Chapter 108 entitled, "Zoning" of the Riverhead Town Code as follows:

**§108-51. Nonconforming buildings and uses.**

- A. Any building, structure or use existing on the effective date of this chapter, or any amendment thereto, may be continued, although such building, structure or use does not thereafter conform to the regulations of the district in which it is located, and may thereafter be ~~extended~~ expanded ~~by special permit of the Town Board~~ use variance granted by the Zoning Board of Appeals. ~~If the extent of the change is ten percent (10%) or less, the public hearing requirement may be waived by the Town Board.~~

**§ 108-131. Application procedure; fees**

- B. Formal application.

(3) For each application for site plan approval submitted to the Planning Department under the provisions of this chapter, the filing review fee shall be \$250, plus \$0.05 per square foot of site improvements and/or altered area. The fee to review an application ~~to amend a~~ for negligible amendment to a previously approved site plan shall be \$250.00. The maximum site plan review fee shall be \$10,000.00.

Dated: Riverhead, New York  
May 18, 1999

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, Town Clerk

\* Underline represents addition(s)

\*\* Overstrike represents deletion(s)

5/18/99

Adopted

TOWN OF RIVERHEAD

Resolution # 451

**AUTHORIZES THE TOWN ATTORNEY TO FILE A NOTICE OF CLAIM AGAINST THE COUNTY OF SUFFOLK**

COUNCILMAN CARDINALE

\_\_\_\_\_ offered the following resolution, was seconded by

COUNCILMAN LULL

**NOW THEREFORE BE IT HEREBY RESOLVED**, that the Town Board of the Town of Riverhead be and hereby authorizes the Town Attorney to file a Notice of Claim against the County of Suffolk in connection with a fallen traffic control device at the intersection of Northville Turnpike and Route 105, Riverhead, New York; and be it further

**RESOLVED**, that the Town Clerk is hereby directed to forward a certified copy of this resolution to the Office of the Town Attorney and the Office of Accounting.

**THE VOTE**

|           |   |                             |      |   |                             |
|-----------|---|-----------------------------|------|---|-----------------------------|
| Cardinale | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | Kent | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| Kwasna    | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | Lull | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| Villella  | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |      |   |                             |

THE RESOLUTION WAS  WAS NOT

THEREUPON DULY DECLARED ADOPTED

5/18/99

Adopted

TOWN OF RIVERHEAD  
Resolution # 452  
May 18<sup>th</sup>, 1999

AUTHORIZES SUPERVISOR TO SIGN A COOPERATION AGREEMENT TO PARTICIPATE IN THE SUFFOLK COUNTY COMMUNITY DEVELOPMENT CONSORTIUM

COUNCILMAN LULL

offered the following

COUNCILMAN KWASNA

resolution, which was seconded by

WHEREAS, the Town of Riverhead wishes to receive Community Development funding and be eligible to participate in the HOME Investment Partnership Program from the United States Housing and Urban Development through the Suffolk County Community Development Consortium; and

WHEREAS, in order to receive funding through the Suffolk County Community Development Corporation, it is necessary to enter into a Cooperation Agreement with Suffolk County for a period of three (3) years commencing with federal fiscal year 2000 and continuing through fiscal year 2002; and

THEREFORE, BE IT FURTHER RESOLVED, that the Supervisor is hereby authorized and directed to sign a cooperation agreement with the Suffolk County to receive Community Development funding for fiscal years 2000, 2001 and 2002 and any successive qualification periods that will be automatically renewed unless the Town exercises its option in writing to the County to be excluded from the urban county.

THEREFORE, BE IT FURTHER RESOLVED, that the Town Clerk shall provide a certified copy of this resolution to Suffolk County Community Development Director Joseph Sanseverino and Town of Riverhead Community Development Director Andrea Lohneiss.

THE VOTE

Cardinale  Yes \_\_\_ No \_\_\_ Kent  Yes \_\_\_ No \_\_\_  
Kwasna  Yes \_\_\_ No \_\_\_ Lull  Yes \_\_\_ No \_\_\_  
Vilella  Yes \_\_\_ No \_\_\_

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

The Town Board reserves the right to reject any or all bids, to waive any informalities, and to accept such alternative bids which, in the opinion of the Town Board will be in the best interests of the Town of Riverhead.

BY ORDER OF THE TOWN BOARD  
TOWN OF RIVERHEAD, SUFFOLK COUNTY  
NEW YORK

BARBARA A. GRATTAN, TOWN CLERK  
TOWN OF RIVERHEAD  
RIVERHEAD, NEW YORK 11901

DATED: May 18<sup>th</sup>, 1999

**DRAFT**  
**SUFFOLK URBAN COUNTY**  
**COOPERATION AGREEMENT**

This Agreement is between the County of Suffolk (COUNTY), a municipal corporation of the State of New York, acting through its duly constituted Office of Community Development, having an office at H. Lee Dennison Building, 100 Veterans Memorial Highway, Hauppauge, N.Y. 11788, and the Town of Riverhead (MUNICIPALITY), a municipal corporation duly organized and existing under the laws of the State of New York having its principal office at 200 Howell Road, Riverhead, N.Y. 11901.

The parties desire to undertake eligible housing, community and economic development activities under the Housing and Community Development Act of 1974 as amended and Title II of the National Affordable Housing Act of 1990 as amended (THE ACTS).

Term of Agreement: As provided in paragraph 9 of Exhibit A.

Terms and Conditions: Shall be as set forth in Exhibit A attached.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the latest date written below.

TOWN OF RIVERHEAD

COUNTY OF SUFFOLK

\_\_\_\_\_  
Hon. Vincent G. Vilella  
Town Supervisor

BY: \_\_\_\_\_  
Robert J. Gaffney  
Suffolk County Executive

DATE: \_\_\_\_\_

DATE: \_\_\_\_\_

APPROVED:

APPROVED:

OFFICE OF COMMUNITY DEVELOPMENT

DEPARTMENT OF LAW

BY: \_\_\_\_\_  
Joseph T. Sanseverino  
Community Development

BY: \_\_\_\_\_  
Marisa Marletti  
Assistant County Attorney

DATE: \_\_\_\_\_

DATE: \_\_\_\_\_

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Exhibit A

General Terms and Conditions

WHEREAS, Title I of the Housing and Community Development Act of 1974 (PL 93-383), as amended, and Title II of the National Affordable Housing Act of 1990 as amended, referred to as the "Acts", provide for substantial federal grants being made to certain urban counties for use therein; and

WHEREAS, these acts establish certain criteria which must be met in order for a county to qualify as an urban county; and

WHEREAS, to satisfy these criteria, a county applying as an urban county must enter into cooperation agreements with its constituent municipalities which desire to participate in the program; it is therefore agreed by the COUNTY and the MUNICIPALITY, as follows:

1. Purpose

The purpose of this Agreement is to establish a legal mechanism through which the COUNTY may act as an urban county to apply for, receive, and disburse federal funds available to such urban counties under the Acts, and to take such actions in cooperation with the participating municipalities as may be necessary to participate in the benefits of this Program.

2. Legal Authority

The Suffolk County Executive, as Chief Executive Officer of Suffolk County, pursuant to the authority given to him by the Suffolk County Legislature, is empowered to enter into a cooperation agreement to undertake essential Community Development, housing assistance and HOME activities authorized under the Acts.

The Chief Executive Officer of the cooperating Municipality, pursuant to the authority given to him by resolution of the governing body, is empowered to enter into cooperative agreements for the purpose of establishing a consortium which shall consist of all signatories of this agreement to undertake essential community development, housing assistance and HOME activities authorized under the Acts.

3. Responsibilities of Suffolk County

The Suffolk County Executive is authorized to execute and file yearly Community Development Block Grant and HOME Investment Partnership Funds applications for funds under the Acts and execute grant agreements with the Department of Housing and Urban Development for the purpose of implementing said applications. Suffolk County is authorized to undertake or assist in undertaking essential Community Development, housing assistance and HOME activities.

The COUNTY, as the applicant, will take full responsibility and assume all obligations of an applicant required by the Acts, including responsibility for the filing of annual grant requests, the analysis of needs, the setting of objectives, the development of Community Development plans, and the Consolidated Plan, the Community Development program and the assurance of certifications. The COUNTY shall also have responsibility for fiscal matters of the Consortium under the Acts.

The COUNTY, as the applicant for the Consortium, is hereby delegated the authority to enter into or execute contracts, sub-agreements, and other necessary documents or agreements to receive and expend funds, to employ personnel to organize and train staff to develop procedures for program planning, operation assessment and fiscal management of the program, to evaluate program performance and determine resulting need to reallocate resources, and to modify the Grant Agreement with the United States Department of Housing and Urban Development.

It is understood that upon the execution of this Agreement, the COUNTY shall have the right and the authority to adopt a resolution which will accept and appropriate any monies received in accordance with the "unified system of accounts".

4. Estimated Grant and Allocation Thereof

The annual amount of Federal funds involved shall be the amount applied for by the COUNTY pursuant to the recommendation of the County Executive, subject to any modifications made by HUD. Any Federal funds received by letter of credit or otherwise shall be placed in an account established and maintained pursuant to Federal and State regulations. Upon authorization by the COUNTY, and in compliance with applicable State law

and promulgated regulations, funds may be expended from this account by the COUNTY or by payment to the MUNICIPALITY pursuant to a specific contract. Neither the COUNTY nor any participating MUNICIPALITY may expend or commit funds except as may be authorized pursuant to this Agreement and in full compliance with State and Federal laws. No participant under this Agreement may in any way be obligated to expend funds of its own except as may be mutually agreed upon in accordance with law.

The COUNTY will retain \$400,000 of Community Development Block Grant funds annually or nine percent (9%) of grant funds annually, whichever is greater, to be used for program administration, planning and operations. The balance of the funding (program funds) will be distributed to the participating towns and villages. Pursuant to 24 CFR 570.501(b), MUNICIPALITY is subject to the same requirements applicable to subrecipients, including the requirement for a written agreement as set forth in 24 CFR 570.503. The MUNICIPALITY will receive funding only after executing a separate contract with the COUNTY that meets the requirements of 24 CFR 570.503. The COUNTY will proportion Community Development Block Grant funds among large and small municipalities. Program funds will be allocated among the participating municipalities based on such factors as population, the extent of overcrowded housing units, poverty, age of housing stock, low and moderate income persons, housing performance and performance in providing benefits to low and moderate income persons.

The MUNICIPALITY agrees to use a substantial proportion of its funds for the implementation of its portion of the Consolidated Plan.

The remaining portion of the Community Development Block Grant funds available to the participating MUNICIPALITY may be used for "eligible activities" as outlined in the Federal regulations governing the Community Development Program. The allocation of funds into individual projects will be determined by participating Towns and Villages with input from the public. The COUNTY will have the final responsibility for selecting Community Development and HOME projects and annually filing the Annual Action Plan with HUD.

5. Program Income

The MUNICIPALITY must inform the COUNTY of any income generated by the expenditure of Community Development Block Grant and HOME Investment Partnership funds received. Program income may be assigned by the COUNTY to be retained by the MUNICIPALITY. The MUNICIPALITY will be required to substantially disburse program income, so received, for eligible community development activities before additional cash withdrawals are made by the COUNTY from the U.S. Treasury. Any program income that the MUNICIPALITY is authorized to retain may only be used for eligible activities in accordance with all Community Development Block Grant and HOME requirements as may then apply.

The COUNTY is responsible for monitoring the reporting to HUD on the use of any program income, thereby requiring appropriate recordkeeping and reporting by the MUNICIPALITY as may be needed for this purpose. In the event of close-out or change in status of the MUNICIPALITY, any program income that is on hand or received subsequent to the close-out or change in status shall be paid to the COUNTY.

6. Real Property Standards

Real property acquired or improved in whole or in part using Community Development Block Grant funds and HOME Investment Partnership Funds that is within the control of the MUNICIPALITY shall be governed by the following standards:

- a. The MUNICIPALITY shall provide the COUNTY with timely notification of any modification or change in the use of the real property from that planned at the time of acquisition or improvement including disposition;
- b. The MUNICIPALITY shall provide for reimbursing the COUNTY in an amount equal to the current fair market value (less any portion thereof attributable to expenditures of non-Community Development Block Grant funds) of property acquired or improved with Community Development Block Grant or HOME funds that is sold or transferred for a use which does not qualify under the Community Development Block Grant and HOME regulations; and,

- c. Program income generated from the disposition or transfer of property prior to or subsequent to the close-out or change in status or expiration of the cooperation agreement between the COUNTY and the MUNICIPALITY shall be subject to the requirements of Section V of this Agreement.

7. Financial Control System

The COUNTY will provide a financial control system that will, among other things, yield data necessary to complete federally required reports, meaningful management information, and a clear audit trail for all expenditures.

The COUNTY will adhere to Federal Regulations in all matters of Fiscal Control and Management. Fiscal Control and Management functions will be carried out in accordance with the provisions of Office of Management and Budget Circular A-87.

8. Qualification as an Urban County

In addition to such assurances and agreements as may have been made by previously executed ordinances in order to meet the criteria for funding eligibility as an "urban county" the Municipality and the COUNTY will cooperate to undertake, or assist in undertaking community renewal and lower income housing assistance activities, specifically including urban renewal and publicly assisted housing.

The COUNTY and the cooperating MUNICIPALITY shall take all required actions necessary to assure compliance with the urban county's certification required by Section 104(b) of Title I of the Housing and Community Development Act of 1974, as amended, including the provisions of the National Environmental Policy Act of 1969, Title VI of the Civil Rights Act of 1964, Title VIII of the Civil Rights Acts of 1968, Executive Order 11988, the Fair Housing Act, Section 109 of Title I of the Housing and Community Development Act of 1974, as amended, the Americans with Disabilities Act of 1990, the Uniform Relocation Act, Section 504 of the Rehabilitation Act of 1973, and other applicable laws.

The COUNTY will not allocate urban county funding for activities in or in support of any cooperating municipality that does not affirmatively further fair housing within its own jurisdiction or that impedes the COUNTY's actions to comply with its fair housing certification.

The cooperating MUNICIPALITY has adopted and is enforcing a policy prohibiting the use of excessive force by its law enforcement agency against individuals engaged in non-violent civil rights demonstration. The Municipality shall enforce applicable State and local laws against physically barring the entrance or exit of a facility or location which is the subject of non-violent civil rights demonstrations.

The cooperating MUNICIPALITY understands that by executing this Agreement that the MUNICIPALITY may not apply for grants under the Small Cities, or New York State Program from appropriations for those fiscal years during the period in which such MUNICIPALITY is participating in the urban county's Community Development Block Grant Program. The cooperating MUNICIPALITY may participate in a HOME Program only through the Suffolk Urban County consortium, regardless of whether the urban county receives a HOME formula allocation and the MUNICIPALITY cannot form a HOME consortium with other local governments.

#### 9. Duration of Agreement

This Agreement shall give the COUNTY the authority to carry out activities funded from annual Community Development Block Grants and HOME funds from the Federal Fiscal Years 2000, 2001 and 2002 appropriations and from any program income generated from the expenditure of such funds. This Agreement will automatically be renewed for participation in successive three-year qualification periods unless the COUNTY or MUNICIPALITY provides written notice that it elects not to participate in a new qualification period. The COUNTY and the MUNICIPALITY agree to adopt any amendment to this agreement necessary to meet the requirements for cooperation agreements for a subsequent three-year urban county qualification period. At the end of each qualification period, the COUNTY shall notify the participating MUNICIPALITY by the date specified in the Department of Housing and Urban Development's Urban County Qualification Notice that the MUNICIPALITY may elect to be excluded from the

urban county. This Agreement shall remain in effect until Community Development and HOME funds and program income received with respect to activities carried out during the three-year qualification period fiscal years 2000, 2001 and 2002, and any successive qualification periods under agreement that provide for automatic renewals, are expended and the funded activities are completed. The COUNTY and the cooperating MUNICIPALITY cannot terminate or withdraw from this Agreement while the Agreement remains in effect.

10. Execution of Agreement

This Agreement shall be signed by the County Executive and the Chief Executive of the individual Municipality participating.

Each signatory agrees to cooperate with all other signatories of cooperation agreements and be bound as if all had signed the same Agreement for the term of this Agreement unless otherwise terminated pursuant to the requirements of eligibility under Federal law.

11. Severability

In the event that any portion of this Agreement shall be made inoperative by reason of judicial or administrative ruling, the remainder shall continue in effect.

05/18/99

Adopted

TOWN OF RIVERHEAD

Resolution # 454

RATIFIES APPOINTMENT OF A SEASONAL LABORER  
IN BUILDINGS AND GROUNDS DEPARTMENT

COUNCILMAN KENT

\_\_\_\_\_ offered the following  
resolution, which was seconded by COUNCILMAN CARDINALE

**WHEREAS**, the Buildings and Grounds Department has requested additional employees to assist in the added work associated with the Spring/Summer months; and

**WHEREAS**, the position has been duly posted and applicants have been interviewed.

**NOW, THEREFORE, BE IT RESOLVED**, that effective May 17, 1999, the Town Board hereby authorizes the appointment of Daniel Kessinger to the position of Seasonal Laborer in the Buildings and Grounds Department at an hourly rate of \$10.00 to work from May 17, 1999 through September 17, 1999.

**BE IT FURTHER, RESOLVED**, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Daniel Kessinger, the Buildings and Grounds Department, and the Office of Accounting.

**THE VOTE**

Cardinale  Yes \_\_\_ No \_\_\_    Kent  Yes \_\_\_ No \_\_\_  
Kwasna  Yes \_\_\_ No \_\_\_    Lull  Yes \_\_\_ No \_\_\_  
Vilella  Yes \_\_\_ No \_\_\_

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

Adopted

05/18/99

TOWN OF RIVERHEAD

Resolution # 453

RATIFIES APPOINTMENT OF A SEASONAL LABORER  
IN BUILDINGS AND GROUNDS DEPARTMENT

COUNCILMAN KWASNA offered the following  
resolution, which was seconded by COUNCILMAN KENT

**WHEREAS**, the Buildings and Grounds Department has requested additional employees to assist in the added work associated with the Spring/Summer months; and

**WHEREAS**, the position has been duly posted and applicants have been interviewed.

**NOW, THEREFORE, BE IT RESOLVED**, that effective May 17, 1999, the Town Board hereby authorizes the appointment of Timothy Hynds to the position of Seasonal Laborer in the Buildings and Grounds Department at an hourly rate of \$10.00 to work from May 17, 1999 through September 17, 1999.

**BE IT FURTHER, RESOLVED**, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Timothy Hynds, the Buildings and Grounds Department, and the Office of Accounting.

**THE VOTE**  
Cardinale  Yes  No    Kent  Yes  No  
Kwasna  Yes  No    Lull  Yes  No  
Vilella  Yes  No  
THE RESOLUTION WAS  WAS NOT  
THEREUPON DULY DECLARED ADOPTED

05/18/99

Adopted

TOWN OF RIVERHEAD

Resolution # 455

RATIFIES APPOINTMENT OF A SEASONAL LABORER  
IN BUILDINGS AND GROUNDS DEPARTMENT

COUNCILMAN CARDINALE

\_\_\_\_\_ offered the following  
resolution, which was seconded by \_\_\_\_\_  
COUNCILMAN LULL

**WHEREAS**, the Buildings and Grounds Department has requested additional employees to assist in the added work associated with the Spring/Summer months; and

**WHEREAS**, the position has been duly posted and applicants have been interviewed.

**NOW, THEREFORE, BE IT RESOLVED**, that effective May 17, 1999, the Town Board hereby authorizes the appointment of Juan Ayala to the position of Seasonal Laborer in the Buildings and Grounds Department at an hourly rate of \$10.00 to work from May 17, 1999 through September 17, 1999.

**BE IT FURTHER, RESOLVED**, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Juan Ayala, the Buildings and Grounds Department, and the Office of Accounting.

**THE VOTE**

Cardinale  Yes \_\_\_ No \_\_\_ Kent  Yes \_\_\_ No \_\_\_  
Kwasna  Yes \_\_\_ No \_\_\_ Lull  Yes \_\_\_ No \_\_\_  
Vilella  Yes \_\_\_ No \_\_\_

THE RESOLUTION WAS  WAS NOT \_\_\_

THEREUPON DULY DECLARED ADOPTED

Adopted

5/18/99

TOWN OF RIVERHEAD

Resolution # 456

REAFFIRMS RESOLUTION ADOPTED ON MARCH 26, 1930 ACCEPTING SECOND STREET, SOUTH JAMESPORT AS A TOWN HIGHWAY

COUNCILMAN LULL

offered the following resolution, which

was seconded by COUNCILMAN KWASNA:

WHEREAS, at a meeting held on March 26, 1930, the Riverhead Town Board accepted Second Street located in South Jamesport as a Riverhead Town Highway (copy of minutes of the March 26, 1930 meeting attached herewith) due to the Town of Riverhead working the streets for more than fifty years.

NOW, THEREFORE, BE IT RESOLVED, that the Riverhead Town Board hereby reaffirms the acceptance of Second Street located in South Jamesport as a Town Highway pursuant to the Town Board meeting held on March 26, 1930; and be it further

RESOLVED, that the Town Clerk is hereby authorized to forward a certified copy of this resolution to Charles Bloss, Highway Superintendent; Kenneth Testa, P.E.; Police Chief Joseph Grattan and the Office of the Town Attorney.

THE VOTE

Cardinale  Yes \_\_\_ No \_\_\_ Kent  Yes \_\_\_ No \_\_\_  
Kwasna  Yes \_\_\_ No \_\_\_ Lull  Yes \_\_\_ No \_\_\_  
Villella  Yes \_\_\_ No \_\_\_

THE RESOLUTION WAS  WAS NOT \_\_\_

THEREUPON DULY DECLARED ADOPTED

Minutes of a meeting of the Town Board of the Town of Riverhead, held in the Town Offices on Wednesday, March 26, 1930 at 2 P. M.

Present:-

- Dennis G. Homan, Supervisor.
- Milton L. Burns, Town Clerk.
- John Fafinski,
- Robert Burnside,
- Albert W. Conklin,
- William L. Miller, Justices of the Peace.

Charles O. Downs, Town Superintendent of Highways was present.

The minutes of the meeting of the Town Board, held on March 13, 1930 were read and on motion and vote adopted.

A petition for three additional street lights in the South Jamesport Lighting District signed by taxpayers in said district was presented and referred to the Lighting Committee for investigation.

On motion duly made, seconded and carried it was RESOLVED That the Supervisor and the Town Clerk be and they hereby are authorized and directed to borrow upon certificates of indebtedness, the sum of Thirty Five Hundred Dollars to pay on account of audited bills of March 25, 1930.

Charles O. Downs, Town Superintendent of Highways presented a map made by Daniel R. Young, Surveyor, showing highways in South Jamesport as laid out on a map filed in the Office of the County Clerk a number of years ago and requested that the Town Board pass a resolution accepting said highways as Town Highways.

WHEREAS, the Village of South Jamesport was laid out in streets and blocks more than fifty years ago and a map thereof filed in the County Clerk's Office, and lots having been sold according to said map and whereas the Town of Riverhead has worked said streets for more than fifty years,

Now Therefore be it Resolved that the Town of Riverhead, accept said streets as shown on said map, as they have been monumented, as town highways, all of said highways being more than two rods in width, and further Be it Resolved that a map made by Daniel R. Young, Surveyor, in March 1930 be and the same is hereby made a part of the records of the Town Highways.

Adopted

5/18/99

TOWN OF RIVERHEAD

Resolution # 457

ESTABLISHES BUDGET FOR PECONIC RIVER GREENWAY  
AND PARK CAPITAL PROJECT

**COUNCILMAN KENT**

~~COUNCILMAN CARDINALE~~ offered the following resolution, was seconded by

WHEREAS, application on behalf of the Town of Riverhead seeking grant funds available through the 1996 NYS Clean Water/Clean Air Bond Act Program for the purpose of the establishment of the Peconic River Greenway and Park was prepared and submitted; and

WHEREAS, the Town has received notification of the NYS Office of Parks, Recreation and Historic Preservation that \$298,240 in matching grant funds has been awarded to the Town for the acquisition and development of the Peconic River Greenway and Park Project; and

WHEREAS, the Town of Riverhead has identified the 1996 serial bond issue authorized for the acquisition of real property for the preservation of open space in the Town as the source of funds to provide the required match to the grant funds; and

WHEREAS, in order for the NYS Office of Parks, Recreation and Historic Preservation to prepare a contract authorizing the expenditure of the awarded funds by the Town of Riverhead, a budget must now be established.

NOW, THEREFORE, BE IT RESOLVED, that the establishment of the Peconic River Greenway and Park is an Unlisted Action without a significant impact on the environment pursuant to the State Environmental Quality Review Act; and

BE IT FURTHER RESOLVED, that the Town of Riverhead Greenways Acquisition Program be and is hereby authorized to administer this project on behalf of the Town of Riverhead in coordination with the office of Accounting and in accordance with the following Town of Riverhead capital project budget; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to Supervisor Vincent G. Villella, Monique J. Gablenz, Executive Director, Riverhead, IDA, John J. Hansen, Financial Administrator, Town of Riverhead and Richard Hanley, Planning Director, Town of Riverhead.

Page 2

FROM:

|                         |                                       |              |
|-------------------------|---------------------------------------|--------------|
| 406 019400 494200 42003 | Serial Bond Proceeds                  | \$298,240.00 |
| 406 019400 492165 42003 | NYS Clean Water/Clean Air<br>Bond Act | \$298,240.00 |

TO:

|                         |                         |              |
|-------------------------|-------------------------|--------------|
| 406 019400 543000 42003 | Professional Services   | \$100,000.00 |
| 406 019400 521000 42003 | Land Acquisition & Demo | \$496,480.00 |

THE VOTE

Cardinale  Yes  No    Kent  Yes  No  
 Kwasna  Yes  No    Lull  Yes  No  
 Villella  Yes  No

THE RESOLUTION WAS  WAS NOT   
 THEREUPON DULY DECLARED ADOPTED

Adopted

MAY 18, 1999

TOWN OF RIVERHEAD

Resolution # 458

**AUTHORIZES THE ATTENDANCE OF THE SENIOR PROGRAM DIRECTOR AT THE NYS AGING NETWORK CONFERENCE.**

COUNCILMAN LULL offered the following resolution,  
which was seconded by COUNCILMAN KENT

**WHEREAS**, the NYS Coalition for the Aging, Inc.'s is conducting the Annual Conference of the Aging in Syracuse, NY on June 7 - 9, 1999; and

**WHEREAS**, the Senior Program Director has requested authorization to attend this conference.

**NOW, THEREFORE, BE IT, RESOLVED**, that the Town Board hereby authorizes the attendance of the Senior Program Director at said conference with reimbursement of expenses upon submission of proper receipts; and

**BE IT FURTHER, RESOLVED**, that the Town Clerk be and is hereby directed to forward a copy of this resolution to the Office of Accounting.

**THE VOTE**  
Cardinale  Yes \_\_\_ No \_\_\_ Kent  Yes \_\_\_ No \_\_\_  
Kwasna  Yes \_\_\_ No \_\_\_ Lull  Yes \_\_\_ No \_\_\_  
Villella  Yes \_\_\_ No \_\_\_  
THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

**Adopted**

May 18, 1999

**TOWN OF RIVERHEAD**

Resolution # 459

**APPROVES SPECIAL PERMIT OF RIVERHEAD LANDING, LP**

**COUNCILMAN KENT**

offered the following resolution which

**COUNCILMAN KWASNA**

was seconded by \_\_\_\_\_

**WHEREAS**, the Town Board of the Town of Riverhead is in receipt of a special permit petition from H. B. Gianos as agent for Riverhead Landing Apartments to amend an existing special permit approved by this Board to allow the construction of 44 additional senior citizen garden apartment units upon real property located at Middle Road, Riverhead; such real property more particularly described as Suffolk County Tax Map Parcel No. 0600-69-1-1, and

**WHEREAS**, the matter was referred to the Riverhead Planning Board for its report and recommendation; such Planning Board recommending that the petition be denied based upon a consideration that the proposed density (four [4] units per acre) being excessive, and

**WHEREAS**, public hearing was held on the matter on April 1, 1997, and

**WHEREAS**, the Town Board has carefully considered the merits of the petition, the SEQRA record created to date, the report of the Planning Department, the report of the Planning Board, the commentary made at the relevant public hearing, the Master Plan of the Town of Riverhead, as well as all other relevant planning, zoning and environmental information, now

**THEREFORE, BE IT**

**RESOLVED**, that in the matter of the special permit petition of Riverhead Landing Apartments, the Riverhead Town Board hereby declares itself to be the lead agency and further determines the action to be Unlisted without the potential for a significant impact upon the environment and that an Environmental Impact Statement need not be prepared, and

**BE IT FURTHER**

**RESOLVED**, that in the matter of the special permit petition of Riverhead Landing, LP, the Riverhead Town Board makes the following findings:

**FIRST:** That by resolution #376 of 1997 of this Town Board did approve a special permit by Riverhead Landing, LP to allow the construction of 155 senior

citizen garden apartment units; such special permit issued as a result of appropriate environmental review and emanating from a stipulation of settlement;

SECOND: In such approval this Town Board did limit the total yield of the site to a maximum of 7.4 persons per acre pursuant to the Town of Riverhead Master Plan;

THIRD: That the total buildable area of the site has been determined to be 44.6 acres; yielding a total residential population of 330 persons;

FOURTH: That the Town Board accepts the methodology, as recommended by the Planning Board, that a one bedroom unit houses one (1) person and a two (2) bedroom unit houses two (2) persons'

FIFTH: That the current and proposed bedroom distribution will yield a population in conformance with the Master Plan;

SIXTH: That the wastewater to be generated by the use can be adequately collected and treated by the Sewer District;

SEVENTH: That the expansion of housing of this type shall have an impact upon the services provided to the Senior Citizen population by the Town of Riverhead, the applicant shall pay \$25,000.00 to the Town of Riverhead upon site plan approval, and

#### **BE IT FURTHER**

**RESOLVED**, that based upon its findings, the Town Board of the Town of Riverhead hereby approves the special permit of Riverhead Landing Apartments, subject to the following:

1. That the ultimate residential population shall at no time exceed 7.4 persons per acre; or 330 persons;
2. That all units shall be connected to the appurtenances of the Riverhead Sewer District;
3. That all other conditions imposed by the Stipulation and Order of Settlement shall remain in effect;
4. That as a result of the impact upon the services provided to the Senior Citizen population by the Town of Riverhead, the applicant shall pay \$25,000.00 to the Town of Riverhead upon site plan approval, and

#### **BE IT FURTHER**

**RESOLVED**, that copies of this resolution be forwarded to the Planning Department, Planning Board and H. B. Gianos or his agent.

**COUNCILMAN KENT OFFERED TO TABLE THIS RESOLUTION, WHICH WAS SECONDED BY COUNCILMAN CARDINALE. THE VOTE: CARDINALE, YES, KENT, YES, KWASNA, NO, LULL, NO, VILLELLA, NO. THE RESOLUTION WAS NOT DECLARED TO BE TABLED.**

**COUNCILMAN KENT OFFERED THE RESOLUTION TO BE AMENDED, WHICH WAS SECONDED BY COUNCILMAN KWASNA. THE VOTE: CARDINALE, NO, KENT, YES, KWASNA, YES, LULL, YES, VILLELLA, YES. THE RESOLUTION WAS THEREUPON DECLARED TO BE DULY ADOPTED.**

5/17/1999

# Tabled

## TOWN OF RIVERHEAD

Resolution # 460

### ESTABLISHES COMMITTEE FOR GREENWAYS ACQUISITION PROGRAM

Councilman Cardinale offered the following resolution ,

which was seconded by Councilman Lull

**WHEREAS**, the Town of Riverhead is undertaking the acquisition and development of a Peconic River Greenway and Park; and

**WHEREAS**, the Town has received notification of \$298,240 in matching grant funds from the New York State office of Parks, Recreation and Historic Preservation for this purpose; and

**WHEREAS**, the matching grant funds for this project will come from the 1996 open space serial bond Issue

**WHEREAS**, the Town board wishes to have all interested parties involved in the review and selection of properties in the Peconic River Greenway as to maximize the funding and property available.

**NOW, THEREFORE BE IT RESOLVED**, that the Committee for the Greenways Acquisition Program (G.A.P) be hereby established as an advisory committee to the Riverhead Town Board; and

**BE IT FURTHER, RESOLVED**, that the following members are hereby appointed to serve at the pleasure of the Town Board: **Richard Spanburgh, Monique Gablenz, Peter Danowski, Anthony Strollo, (Jim Lull's Appointment), (Mark Kwasna's Appointment), (Chris Kent's Appointment), (A member form the Vision 20/20 Committee), (A Farm Select Committee Member);** and

**BE IT FURTHER, RESOLVED**, that the Town Board is hereby directed to forward a copy of this resolution to the above named appointees; Rick Hanley, Planning Director; and Supervisor Vincent G. Villella.

#### THE VOTE

|           |   |                             |      |   |                             |
|-----------|---|-----------------------------|------|---|-----------------------------|
| Cardinale | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | Kent | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| Kwasna    | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | Lull | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| Villella  | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |      |   |                             |

THE RESOLUTION WAS  ~~WAS NOT~~

THEREUPON ~~BEING~~ DECLARED ADOPTED

# Tabled

# Adopted

May 18, 1999

**TOWN OF RIVERHEAD**

**AWARDS BID FOR REMOVAL OF HOUSEHOLD HAZARDOUS WASTE**

**RESOLUTION # 461**

COUNCILMAN LULL  
by \_\_\_\_\_ offered the following resolution, which was seconded  
by COUNCILMAN KENT.

WHEREAS, the Town Clerk was authorized to publish and post a notice to bidders for **REMOVAL OF HOUSEHOLD HAZARDOUS WASTE**;

WHEREAS, bids were received, opened, and read aloud on the 10th day of May, 1999, at 11:15 a.m. at Town Hall, 200 Howell Avenue Riverhead, New York 11901, the date, time, and place given in the notice to bidders.

NOW, THEREFORE, BE IT

RESOLVED, that the bid for **REMOVAL OF HOUSEHOLD HAZARDOUS WASTE**, be and is hereby awarded to Radiac Research Corp.

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Radiac Research Corp., John Reeve, Sanitation Supervisor and the Purchasing Department.

**THE VOTE**

Cardinale  Yes  No Kent  Yes  No

Kwasna  Yes  No Lull  Yes  No

Villella  Yes  No

THE RESOLUTION WAS  WAS NOT

THEREUPON DULY DECLARED ADOPTED

May 18, 1999

Adopted

TOWN OF RIVERHEAD

AWARDS BID FOR HOMOGENIZED MILK

RESOLUTION # 462

COUNCILMAN KENT

by \_\_\_\_\_ offered the following resolution, which was seconded  
by COUNCILMAN CARDINALE.

WHEREAS, the Town Clerk was authorized to publish and post a notice to bidders for **HOMOGENIZED MILK**;

WHEREAS, bids were received, opened, and read aloud on the 10th day of May, 1999, at 11:00 a.m. at Town Hall, 200 Howell Avenue Riverhead, New York 11901, the date, time, and place given in the notice to bidders.

NOW, THEREFORE, BE IT

RESOLVED, that the bid for **HOMOGENIZED MILK**, be and is hereby awarded, from June 1, 1999 through May 31, 2000, to Oak Tree Farm Dairy for \$.165 per ½ pint, delivery set at three days per week.

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Arshamomaque Dairy, Inc., Oak Tree Dairy, Inc., the Nutrition Center and the Purchasing Department.

**THE VOTE**

Cardinale  Yes \_\_\_ No \_\_\_ Kent  Yes \_\_\_ No \_\_\_

Kwasna  Yes \_\_\_ No \_\_\_ Lull  Yes \_\_\_ No \_\_\_

Villella  Yes \_\_\_ No \_\_\_

THE RESOLUTION WAS  WAS NOT

THEREUPON DULY DECLARED ADOPTED

May 18, 1999

1000  
Adopted

TOWN OF RIVERHEAD

AWARDS BID FOR SNACK VENDOR SERVICES

RESOLUTION # 463

COUNCILMAN CARDINALE

offered the following resolution, which was seconded by

COUNCILMAN KWASNA

WHEREAS, the Town Clerk was authorized to publish and post a notice to bidders for **SNACK VENDOR SERVICES**;

WHEREAS, bids were received, opened, and read aloud on the 10th day of May, 1999, at 11:10 a.m. at Town Hall, 200 Howell Avenue Riverhead, New York 11901, the date, time, and place given in the notice to bidders.

NOW, THEREFORE, BE IT

RESOLVED, that the bid for **SNACK VENDOR SERVICES**, be and is hereby awarded to Karl Freudenberg at \$226.00 for the Reeves Park and Iron Pier Beaches.

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Karl Freudenberg, the Recreation Department and the Purchasing Department.

**THE VOTE**

Cardinale  Yes \_\_\_ No \_\_\_    Kent  Yes \_\_\_ No \_\_\_  
Kwasna  Yes \_\_\_ No \_\_\_    Lull  Yes \_\_\_ No \_\_\_  
Vilella  Yes \_\_\_ No \_\_\_

THE RESOLUTION WAS  WAS NOT \_\_\_

THEREUPON DULY DECLARED ADOPTED

Adopted

May 18, 1999

**TOWN OF RIVERHEAD**

**GENERAL FUND**  
**BUDGET ADJUSTMENT**

**RESOLUTION # 464**

COUNCILMAN KENT offered the following resolution,  
which was seconded by COUNCILMAN LULL

**BE IT RESOLVED**, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

|                   |   |         | <b>FROM:</b> |
|-------------------|---|---------|--------------|
| 001.010100.542607 | TOWN BOARD ORDINANCE CERTIFICATION        | \$75.   |              |
| 001.011100.542101 | TOWN JUSTICE, DOCKET EXPENSE              | 75.     |              |
| 001.013100.549000 | FINANCE, MISCELLANEOUS EXPENSE            | 2,250.  |              |
| 001.014100.541400 | TOWN CLERK, REPAIRS                       | 5.      |              |
| 001.031220.549320 | BAY CONSTABLE, POLLUTION CONTROL SUPPLIES | 55.     |              |
| 001.035100.541150 | ANIMAL CONTROL, BLDG. REPAIRS             | 2,000.  |              |
| 001.050100.541150 | TRANS. ADMIN., BLDG. MAINT. EXPENSE       | 1,000.  |              |
| 001.050100.390599 | APPROPRIATION FUND BALANCE                | 14,500. |              |

|                         |  |  | <b>TO:</b> |
|-------------------------|--|--|------------|
| 001.010100.543405       | TOWN BOARD TRAVEL EXPENSE              |  | \$75.      |
| 001.011100.513500       | TOWN JUSTICE, LONGEVITY                |  | 75.        |
| 001.013100.543400       | FINANCE, EDUCATION                     |  | 2,250.     |
| 001.014100.513500       | TOWN CLERK, LONGEVITY                  |  | 5.         |
| 001.014400.543500       | ENGINEERING, CONSULTANT                |  | 9,000.     |
| 001.031220.541406       | BAY CONSTABLE, BUOY LIGHTS EXPENSE     |  | 55.        |
| 001.035100.512100       | ANIMAL CONTROL, OVERTIME               |  | 2,000.     |
| 001.050100.524000       | TRANS ADMIN., OFFICE EQUIPMENT         |  | 1,000.     |
| 001.099010.597000.40030 | TRANSFER TO CORWIN BENJAMIN CP PROJECT |  | 5,500.     |

**THE VOTE**

Cardinale  Yes  No    Kent  Yes  No  
 Kwasna  Yes  No    Lull  Yes  No  
 Villella  Yes  No

THE RESOLUTION WAS  WAS NOT

THEREUPON DULY DECLARED ADOPTED

05/18/99

Adopted

TOWN OF RIVERHEAD

Resolution # 465

**APPOINTS JAYNA HEILBRUNN & JASON DROZD**  
**AS SUMMER INTERNS IN THE OFFICE OF ACCOUNTING**

COUNCILMAN KWASNA offered the following  
resolution, which was seconded by COUNCILMAN CARDINALE

**WHEREAS**, it is beneficial to the Town to hire interns to work cooperatively with individual Departments; and

**WHEREAS**, it is the desire of the Accounting department to have interns appointed to work during the summer months to complete various annual projects.

**NOW, THEREFORE, BE IT RESOLVED**, that effective June 1, 1999, the Town Board hereby appoints Jayna M. Heilbrunn and Jason Drozd to the position of Summer Intern in the Office of Accounting at the hourly rate of pay of \$8.00; and

**BE IT FURTHER, RESOLVED**, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to the Office of Accounting.

**THE VOTE**

Cardinale  Yes \_\_\_ No \_\_\_    Kent  Yes \_\_\_ No \_\_\_  
Kwasna  Yes \_\_\_ No \_\_\_    Lull  Yes \_\_\_ No \_\_\_  
Vilella  Yes \_\_\_ No \_\_\_

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

Adopted

MAY 18, 1999

TOWN OF RIVERHEAD

REFUSE & GARBAGE DISTRICT  
BUDGET ADJUSTMENT

RESOLUTION # 466

COUNCILMAN LULL offered the following resolution,

which was seconded by COUNCILMAN KWASNA

**BE IT RESOLVED**, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

|                   |                           |              |           |
|-------------------|---------------------------|--------------|-----------|
| 115.000000.390599 | APPROPRIATED FUND BALANCE | <b>FROM:</b> | \$11,800. |
|                   |                           | <b>TO:</b>   |           |
| 115.081600.541530 | AUTO REPAIRS              |              | \$100.    |
| 115.081600.541510 | STIPULATION EXPENSE       |              | 2,200.    |
| 115.081600.549000 | MISCELLANEOUS EXPENSE     |              | 9,500.    |

**THE VOTE**

Cardinale  Yes \_\_\_ No \_\_\_    Kent  Yes \_\_\_ No \_\_\_  
 Kwasna  Yes \_\_\_ No \_\_\_    Lull  Yes \_\_\_ No \_\_\_  
 Vilella  Yes \_\_\_ No \_\_\_

THE RESOLUTION WAS  WAS NOT \_\_\_  
 THEREUPON DULY DECLARED ADOPTED

Adopted

MAY 18, 1999

TOWN OF RIVERHEAD

WATER DISTRICT  
BUDGET ADJUSTMENT

RESOLUTION # 467

COUNCILMAN CARDINALE offered the following resolution,  
which was seconded by COUNCILMAN KENT

**BE IT RESOLVED**, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

|                   |                |              |        |
|-------------------|----------------|--------------|--------|
| 112.083100.542100 | OFFICE EXPENSE | <b>FROM:</b> | \$150. |
| 112.083100.547100 | PROPERTY TAXES | <b>TO:</b>   | \$150. |

**THE VOTE**

Cardinale  Yes  No    Kent  Yes  No  
 Kwasna  Yes  No    Lull  Yes  No  
 Villella  Yes  No

THE RESOLUTION WAS  WAS NOT

THEREUPON DULY DECLARED ADOPTED

Adopted

May 18, 1999

TOWN OF RIVERHEAD

HIGHWAY DEPARTMENT  
BUDGET ADJUSTMENT

RESOLUTION # 468

COUNCILMAN KWASNA offered the following resolution,  
which was seconded by COUNCILMAN CARDINALE

**BE IT RESOLVED**, that the Supervisor be and is hereby authorized to establish the following budget adjustment:

111.0501100.546303 GENERAL REPAIRS, GAS, OIL & GREASE **FROM:** \$2,000.

111.051100.514500 GENERAL REPAIRS - BUYBACKS **TO:** \$2,000.

**THE VOTE**  
Cardinale  Yes \_\_\_ No \_\_\_ Kent  Yes \_\_\_ No \_\_\_  
Kwasna  Yes \_\_\_ No \_\_\_ Lull  Yes \_\_\_ No \_\_\_  
Villella  Yes \_\_\_ No \_\_\_  
THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

05/18/99

Adopted

TOWN OF RIVERHEAD

Resolution # 469

APPOINTS MICHAEL LONGO

AS SUMMER INTERN IN THE BUILDING DEPARTMENT

COUNCILMAN KENT offered the following resolution, which was seconded by COUNCILMAN LULL

WHEREAS, it is beneficial to the Town to hire interns to work cooperatively with individual Departments; and

WHEREAS, it is the desire of the Building Department to have interns appointed to work during the summer months to complete various annual projects.

NOW, THEREFORE, BE IT RESOLVED, that effective June 1, 1999, the Town Board hereby appoints Michael Longo to the position of Summer Intern in the Building Department at the hourly rate of pay of \$8.00; and

BE IT FURTHER, RESOLVED, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to the Building Department and the Office of Accounting.

THE VOTE

Cardinale  Yes \_\_\_ No \_\_\_    Kent  Yes \_\_\_ No \_\_\_  
Kwasna  Yes \_\_\_ No \_\_\_    Lull  Yes \_\_\_ No \_\_\_  
Vilella  Yes \_\_\_ No \_\_\_

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

Adopted

MAY 18, 1999

TOWN OF RIVERHEAD

Resolution # 470

AMBULANCE DISTRICT

BUDGET ADJUSTMENTS

COUNCILMAN CARDINALE offered the following resolution,  
which was seconded by COUNCILMAN LULL

BE IT RESOLVED, that the Supervisor be and is hereby authorized to establish the following budget adjustments:

120.045400.541151 BUILDING MAINTENANCE  
120.045400.524214 RADIO EQUIPMENT

FROM:  
\$450.  
1,700.

120.045400.546301 PROPANE EXPENSE  
120.045400.549000 MISCELLANEOUS EXPENSE  
120.045400.524300 OFFICE EXPENSE

TO:  
\$150.  
300.  
1,700.

**THE VOTE**

Cardinale  Yes  No Kent  Yes  No

Kwasna  Yes  No Lull  Yes  No

Villella  Yes  No

THE RESOLUTION WAS  WAS NOT   
THEREUPON DULY DECLARED ADOPTED

Adopted

0601134.01

Resolution # 471

72113-3134P

Councilman Kwasna offered the following resolution, which was seconded by Councilman Lull

At a regular meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, held at the Town Hall, in Riverhead, New York, in said Town, on the 18th of May, 1999, at 7:00 o'clock P.M., Prevailing Time.

PRESENT:

Vincent G. Villella  
Supervisor

Philip Cardinale  
Councilman

Christopher Kent  
Councilman

Mark Kwasna  
Councilman

James Lull  
Councilman

-----:  
In the Matter :  
of :  
the Increase and Improvement :  
of the Facilities of the :  
Riverhead Sewer District :  
in the Town of Riverhead, :  
Suffolk, County, New York :  
-----:

ORDER CALLING  
PUBLIC HEARING

WHEREAS, pursuant to proceedings heretofore had and taken by the Town Board of the Town of Riverhead, Suffolk County, New York, pursuant to the provisions of Section 202-b of the Town Law, it has been determined to be in the public interest to provide for a

certain increase and improvement of the facilities of Riverhead Sewer District, at a maximum estimated cost of \$8,100,000; and

WHEREAS, such increase and improvement of facilities consists of the reconstruction of and construction of additions to the wastewater treatment plant, including original furnishings, equipment, machinery, apparatus, appurtenances, and incidental improvements and expenses in connection therewith; and

WHEREAS, in order to complete said project it will be necessary to expend the sum of \$8,750,000, an increase of \$650,000 over that previously authorized and

WHEREAS, said capital project, as proposed, has been determined to be an Unlisted Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, which as proposed, the Town Board has determined will not have a significant effect on the environment; and

WHEREAS, it is now desired to call a public hearing on the question of authorizing such increase and improvement of facilities at a revised cost of \$8,750,000; NOW, THEREFORE, IT IS HEREBY

ORDERED, by the Town Board of the Town of Riverhead, Suffolk County, New York, as follows:

Section 1. A public hearing will be held at the Town Hall, 200 Howell Avenue, in Riverhead, New York, in said Town, on the 1<sup>st</sup> day of JUNE, 1999, at 7:10 o'clock P.M., Prevailing Time, on the question of increasing and improving the facilities of Riverhead Sewer District in the manner described in the preambles hereof, and to hear all persons interested in the subject thereof,

concerning the same, and to take such action thereon as is required or authorized by law.

Section 2. The Town Clerk is hereby authorized and directed to cause a copy of the Notice of Public Hearing hereinafter provided to be published once in Riverhead News Review, the official newspaper designated for this purpose, and also to cause a copy thereof to be posted on the sign board of the Town, such publication and posting to be made not less than ten, nor more than twenty, days before the date designated for the hearing.

Section 3. The notice of public hearing shall be in substantially the following form:

**THE VOTE**

|           |   |                             |      |   |                             |
|-----------|---|-----------------------------|------|---|-----------------------------|
| Cardinale | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | Kent | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| Kwasna    | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | Lull | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| Villella  | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |      |   |                             |

THE RESOLUTION WAS  WAS NOT

THEREUPON DULY DECLARED ADOPTED

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Riverhead, Suffolk County, New York, will meet at the Town Hall, 200 Howell Avenue, New York, in said Town, on the 15<sup>th</sup> day of JUNE, 1999, at 7:10 o'clock P.M., Prevailing Time, for the purpose of conducting a public hearing for the specific object or purpose of paying the cost of the increase and improvement of the facilities of Riverhead Sewer District in the Town of Riverhead, Suffolk County, New York, within said Town, consisting of reconstruction of and construction of additions to the wastewater treatment plant, including original furnishings, equipment, machinery, apparatus, appurtenances, and incidental improvements and expenses in connection therewith for said Water District. The maximum estimated cost of the aforesaid increase and improvement of the facilities of Riverhead Sewer District in the Town is \$8,750,000, an increase of \$650,000 over that previously authorized.

Said project has been determined to be an Unlisted Action for purposes of the State Environmental Quality Review Act, which as proposed, the Town Board has determined will not result in any significant environmental effects.

At said public hearing said Town Board will hear all persons interested in the subject matter thereof.

Dated: Riverhead, New York  
 May 18, 1999

BY ORDER OF THE TOWN BOARD OF  
 THE TOWN OF RIVERHEAD,  
 SUFFOLK COUNTY, NEW YORK  
 By: Barbara Gratton  
 Town Clerk

Section 4. This Order shall take effect immediately.

The question of the adoption of the foregoing Order was duly put to a vote on roll call, which resulted as follows:

|       |        |       |
|-------|--------|-------|
| _____ | VOTING | _____ |

The Order was thereupon declared duly adopted.

\* \* \* \* \*

**THE VOTE**

Cardinal \_\_\_\_\_ Yes \_\_\_\_\_ No    Kent \_\_\_\_\_ Yes \_\_\_\_\_ No  
 Kardinal \_\_\_\_\_ Yes \_\_\_\_\_ No    Lull \_\_\_\_\_ Yes \_\_\_\_\_ No  
 Kwasna \_\_\_\_\_ Yes \_\_\_\_\_ No  
 Villella \_\_\_\_\_ Yes \_\_\_\_\_ No

~~THE RESOLUTION WAS \_\_\_\_\_ WAS NOT \_\_\_\_\_~~  
~~THEREUPON DULY DECLARED ADOPTED~~

STATE OF NEW YORK            )  
                                   ) ss:  
 COUNTY OF SUFFOLK         )

I, the undersigned Clerk of the Town of Riverhead, Suffolk County, New York, DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Town Board of said Town, including the order contained therein, held on the 18th of May, 1999, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public notice of the time and place of said meeting to be given to the following newspapers and/or other news media as follows:

Newspaper and/or other news media

Date given

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s)  
of posted notice \_\_\_\_\_

Date of Posting

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this \_\_\_\_\_ day of May, 1999.

\_\_\_\_\_  
Town Clerk

(CORPORATE  
SEAL)

Adopted

Resolution # 472

0600843.01  
72113-3146P

Councilman Cardinale offered the following resolution, which was seconded by Councilman Kent

At a regular meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, held at the Town Hall, in Riverhead, New York, in said Town, on the 18th day of May, 1999, at 7:00 o'clock P.M., Prevailing Time.

PRESENT:

- Philip Cardinale  
Councilman
- Christopher Kent  
Councilman
- Mark Kwasna  
Councilman
- James Lull  
Councilman
- Vincent G. Villella  
Councilman  
Supervisor

-----  
 In the Matter  
 of  
 the Establishment of a Sewer  
 District in the Town of Riverhead,  
 Suffolk County, New York, to  
 be known as Calverton Sewer District  
 -----

ORDER CALLING  
PUBLIC HEARING

WHEREAS, the Town Board of the Town of Riverhead, Suffolk County, New York, has duly caused to be prepared a map showing the boundaries of a proposed Sewer District in said Town, to be known as Calverton Sewer District (hereinafter, the "Calverton Sewer District") a general plan to serve the Calverton Sewer District, and a report of the proposed method of operation thereof; and

WHEREAS, said map, plan and report, were prepared by H2M Group, competent engineers, duly licensed by the State of New York,

and have been filed in the office of the Town Clerk of said Town, where the same are available during regular office hours for examination by any persons interested in the subject matter thereof; and

WHEREAS, the boundaries of the Calverton Sewer District shall be as described in Exhibit A attached hereto and hereby incorporated herein; and

WHEREAS, the improvements proposed for the Calverton Sewer District consist of the sewage treatment plant, sewage collection system and sewage pumping stations, including land and rights-in-land, currently serving what is known as the "Core Area" at the former Naval Weapons Industrial Reserve Plant in Calverton (the "Core Area Sewer System") which Core Area Sewer System is currently owned by the Town of Riverhead Community Development Agency and will be transferred, upon the establishment of the Calverton Sewer District, by the Town of Riverhead Community Development Agency to the Calverton Sewer District at no cost; and

WHEREAS, no bonds, notes, certificates or other evidence of indebtedness of said Town shall be issued in connection with either the establishment of the Calverton Sewer District or the acquisition of the Core Area Sewer System; and

WHEREAS, upon the establishment of the Calverton Sewer District and the transfer of the Core Area Sewer System to the Calverton Sewer District costs of operating and maintaining the Core Area Sewer System will be raised through fees charged to users of the Core Sewer System by the Calverton Sewer District, such fees

anticipated to be based upon the amount of water consumed by such users; and

WHEREAS, the Core Area Sewer System includes those facilities connecting individual buildings now in existence in the Core Area to such sewage collection and treatment system and, accordingly, there will be no hook-up fees to the typical property in the Calverton Sewer District for continued existing use; provided, however, any increase in use or change in use will require a hook-up fee; and

WHEREAS, those properties within the proposed Calverton Sewer District located outside of the Core Area, which properties are currently not connected to the Core Area Sewer System, will not be initially connected to the Core Area Sewer System, but can be connected to the Core Area Sewer System at a future date and, upon connection, will be charged a hook-up fee; and

WHEREAS, the establishment of the Calverton Sewer District and the transfer of the Core Area Sewer System from the Town of Riverhead Community Development Agency to the Calverton Sewer District has been determined to be an Unlisted Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, the implementation of which as proposed, the Town Board has determined will not result in any significant environmental effects; and

WHEREAS, it is now desired to call a public hearing upon the question of the establishment of the Calverton Sewer District and

the improvements proposed therefor, all pursuant to Section 209-d of the Town Law; NOW, THEREFORE, BE IT

ORDERED, by the Town Board of the Town of Riverhead, Suffolk County, New York, as follows:

Section 1. A meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, shall be held at the Town Hall, in Riverhead, New York, in said Town, on the 1<sup>st</sup> day of JUNE, 1999, at 7:05 o'clock P.M., Prevailing Time, for the purpose of holding a public hearing to consider the establishment of a Sewer District in said Town as described in the preambles hereof, to be known as to the Calverton Sewer District, and the improvements proposed therefor, and to consider the map, plan and report filed in relation thereto, and to hear all persons interested in the subject matter thereof concerning the same, and for such other action on the part of said Town Board as may be required by law or shall be proper in the premises.

Section 2. The Town Clerk is hereby authorized and directed to cause a copy of this order to be published once in Riverhead News Review, the official newspaper of said Town, the first publication thereof to be not less than ten nor more than twenty days before the day set herein for the hearing as aforesaid, and said Town Clerk shall also cause a copy thereof to be posted on the sign-board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law not less than ten nor more than twenty days before the day set for the hearing as aforesaid.

Section 3. This order shall take effect immediately.

\_\_\_\_\_ VOTING \_\_\_\_\_

The resolution was thereupon declared duly adopted.

**THE VOTE**

Cardinale  Yes \_\_\_ No \_\_\_    Kent  Yes \_\_\_ No \_\_\_

Kwasna  Yes \_\_\_ No \_\_\_    Lull  Yes \_\_\_ No \_\_\_

Villella  Yes \_\_\_ No \_\_\_

THE RESOLUTION WAS  WAS NOT \_\_\_

THEREUPON DULY DECLARED ADOPTED

Exhibit ABoundaries of Proposed  
Calverton Sewer District

Commencing at the point of beginning, which is on the northerly side of Grumman Boulevard, being distant 8,484.96' westerly along the northerly side of said road from a highway monument at the intersection formed by the northerly side of Grumman Boulevard and the easterly side of Wading River - Manorville Road; from said point of beginning; running thence North 04°20'00" West, a distance of 1310.73 feet; thence South 85°40'00" West, a distance of 375.00 feet; thence North 04°20'00" West, a distance of 2336.06 feet; thence North 41°21'00" East, a distance of 2109.42 feet; thence South 48°39'00" East, a distance of 2235.06 feet; thence South 41°21'00" West, a distance of 1116.40 feet; thence South 04°00'00" East, a distance of 2728.16 feet; thence South 86°13'29" West, a distance of 206.66 feet to the beginning of a curve concave to the south having a radius of 2914.79 feet, a central angle of 11°56'55", an arc length of 607.86 feet and subtended by a chord which bears South 88°57'25" West 606.75 feet; thence South 82°58'57" West, a distance of 1069.85 feet to the point or place of beginning containing 236.28 acres.

AND: Parcels designated as Suffolk County Tax Map numbers 600.141.2 and 600.142.2.1 including the bed of the adjacent public highway known as Grumman Boulevard f/k/a Swan Pond Road.

STATE OF NEW YORK            )  
                                   ) ss.:  
 COUNTY OF SUFFOLK         )

I, the undersigned Clerk of the Town of Riverhead, Suffolk County, New York, DO HEREBY CERTIFY:

That I have compared the foregoing copy of the minutes of the meeting of the Town Board of said Town, including the order contained therein, held on the 18th day of May, 1999, with the original thereof on file in my office, and that the same is a true and correct copy of said original and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public notice of the time and place of said meeting to be given to the following newspapers and/or other news media as follows:

Newspaper and/or other news media

Date given

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s)  
of posted notice

Date of Posting

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this \_\_\_\_ day of May, 1999.

\_\_\_\_\_  
Town Clerk

(CORPORATE  
SEAL)

AFFIDAVIT OF POSTING

STATE OF NEW YORK            )  
   ) ss.:  
 COUNTY OF SUFFOLK         )

I, the undersigned Clerk of the Town of Riverhead, Suffolk County, New York, depose and say:

That on the \_\_\_ day of May, 1999, I caused to be posted on the official signboard maintained by me pursuant to subdivision 6 of Section 30 of the Town Law, an order, certified by me, duly adopted by said Town Board on the 18th day of May, 1999. A true and correct copy of such order in the exact form in which the same was actually posted is attached hereto and made a part hereof.

\_\_\_\_\_  
 Town Clerk

Subscribed and sworn to before me  
 this \_\_\_ day of \_\_\_\_\_, 1999.

\_\_\_\_\_  
 Notary Public

# Adopted

May 18, 1999

TOWN OF RIVERHEAD

Resolution # 473

**APPROVES AMENDED SITE PLAN OF TANGER FACTORY OUTLET  
CENTER**

**COUNCILMAN KWASNA**

\_\_\_\_\_ offered the following resolution,

which was seconded by **COUNCILMAN LULL** \_\_\_\_\_:

**WHEREAS**, a site plan and elevations were submitted by Tanger Factory Outlet Center, for amended site plan approval, located at Route 58, Riverhead, New York, known and designated as Suffolk County Tax Map Number SCTM 0600-9-1-37 and 0600-9-1-38; and

**WHEREAS**, the Planning Department has reviewed the site plan dated April 1, 1999, as prepared by Land Design Associates, and has recommended to the Town Board of the Town of Riverhead that said site plan application be approved; and

**WHEREAS**, based upon the Town Board's review of the Environmental Assessment Form and the proceedings had herein, the Town Board determines that the site plan applied for will be an Unlisted Action without a significant impact upon the environment pursuant to the State Environmental Conservation Law and 6 NYCRR Part 617; and

**WHEREAS**, a copy of the site plan has been marked and initialed by the Town Board to show changes that are further set forth in this resolution, which site plan shall be on record with the Town Clerk; and

**WHEREAS**, the site plan review fee, as required by Section 108-131 B(3) of the Code of the Town of Riverhead has been received and deposited as per Receipt Number 13714 of the Office of the Supervisor of the Town of Riverhead; and;

**WHEREAS**, this Town Board has reviewed the site plan and elevations aforementioned.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the site plan and elevations submitted by Tanger Factory Outlet Center, for amended site plan approval, located at Route 58, Riverhead, New York, site plan dated April 1, 1999, as prepared by Land Design Associates be and are hereby approved by the Town Board of the Town of Riverhead, subject to the following:

1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
2. That a covenant containing all the limitations and provisions of these approvals contained in this resolution, in a form as attached, shall be recorded with the Suffolk County Clerk and a copy of such recorded covenant shall be filed with the Riverhead Town Clerk. This resolution shall not become effective until such covenant is duly recorded with the Suffolk County Clerk's Office and filed with the Riverhead Town Clerk;
3. That the form, design, location, and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan proves and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;
4. That no lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;
5. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled, "Trash, Rubbish and Refuse Disposal," and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
6. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
7. That parking, paving and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;
8. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;
9. That adequate parking for the handicapped, pursuant to State and Federal law and the Code of the Town of Riverhead, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only," and the universal symbol affixed thereto. Further, by execution and filing of this document, Tanger Factory Outlet Center hereby authorizes and consents to the Town of Riverhead to enter premises at Route 58, Riverhead, New York, to enforce said handicapped parking regulations;
10. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter; and that any planters, planter boxes, window boxes or other container plantings shall likewise be maintained on a year-round basis;

- 11. That all utilities shall be constructed underground;
- 12. That pursuant to Section 108-133I of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a building permit, shall post a performance bond or other equivalent security. The performance bond or other equivalent security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the Town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof.
- 13. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;
- 14. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen; and be it further

**RESOLVED**, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Tanger Factory Outlet Center, the Riverhead Planning Department, Riverhead Building Department, and the Town Engineer.

**THE VOTE**

|           |   |                             |      |   |                             |
|-----------|---|-----------------------------|------|---|-----------------------------|
| Cardinale | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | Kent | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| Kwasna    | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | Lull | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| Villella  | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |      |   |                             |

THE RESOLUTION WAS  WAS NOT \_\_\_\_\_  
THEREUPON DULY DECLARED ADOPTED

DECLARATION AND COVENANTS

THIS DECLARATION, made the \_\_\_\_ day of \_\_\_\_\_, 1998, made by Tanger Factory Outlet Center, located at Route 58, Riverhead, NY 11901, Declarant:

WITNESSETH:

WHEREAS, Declarant is the owner of certain real property situate in the Town of Riverhead, Suffolk County, New York, more particularly bounded and described as set forth in SCHEDULE "A" annexed hereto, as provided by Declarant; and

WHEREAS, for and in consideration of the granting of said site plan, the Town Board of the Town of Riverhead has deemed it to be in the best interests of the Town of Riverhead, and the owner and prospective owners of said parcel, that the within covenants and restrictions be imposed on said parcel, and as a condition of granting said site plan and said Town Board has required that the within Declaration be recorded in the Suffolk County Clerk's Office; and

WHEREAS, Declarant has considered the foregoing and determined that same will be in the best interest of the Declarant and subsequent owners of said parcel.

NOW, THEREFORE, THIS DECLARANT WITNESSETH:

That Declarant, for the purpose of carrying out the intentions above expressed, does hereby make known, admit, publish, covenant and agree that the said premises herein described shall hereafter be subject to the following covenants which shall run with the land, and shall be binding upon all purchasers and holders of said premises, their heirs, executors, legal representatives, distributees, successors and assigns, to wit:

- 1. That the provisions of the **Riverhead Town Code**, which are not addressed by this resolution, or other official action of the Town shall, at all times, be complied with by the owner of the property covered by this site plan;
- 2. That the form, design, location, and color of all signage shall be submitted to the Town Board for its review and approval pursuant to the site plan process and the sign permit procedure prior to being installed at the property; that all signage so proposed shall be coordinated in appearance and design; and that all provisions of Section 108-56 of the **Riverhead Town Code** shall be complied with, and that all tenants shall be apprised of said requirements as well as those of Section 108-110.7 and any restrictions imposed as a condition of the site plan approval granted herein;
- 3. That no lighting shall be installed or adjusted in such a way as to cause direct glare on neighboring properties or adjoining highways;

4. That the applicant is familiar with the **Riverhead Town Code**, Chapter 96, entitled , "Trash, Rubbish and Refuse Disposal," and Chapter 98, prohibiting the accumulation of litter, and requiring the enclosure of dumpsters, and agrees to abide by same;
5. That receptacles of a decorative design, approved by the Planning Department prior to their installation at the site, shall be maintained on the premises;
6. Parking, paving, and drainage shall be provided pursuant to specifications outlined in the **Riverhead Town Code**;
7. That the parking area shall be maintained pursuant to specifications outlined in the **Riverhead Town Code**;
8. That adequate parking for the handicapped, pursuant to State and Federal law and the Code of the Town of Riverhead, shall be provided and that each handicap stall shall be designated by an individual sign erected on a stanchion stating, "No Parking, Handicap Only," and the universal symbol affixed thereto. Further, by execution and filing of this document, Tanger Factory Outlet Center hereby authorizes and consents to the Town of Riverhead to enter premises at Route 58, Riverhead, New York, to enforce said handicapped parking regulations;
9. That any and all landscaped and paved areas shall be regularly maintained in an orderly and professional manner and kept free of weeds and litter, and that any planters, planter boxes, window boxes, or other container plantings shall likewise be maintained on a year-round basis;
10. That all utilities shall be constructed underground;
11. That pursuant to Section 108-133I of the **Code of the Town of Riverhead**, the applicant, upon approval of a final site plan by this resolution and prior to the issuance of a building permit, shall pose a performance bond or other equivalent security. The performance bond or other security assures the performance of all the conditions of the building permit in accordance with the site plan approval. The Supervisor, upon approval from the Town Attorney as to form, is hereby authorized to accept said performance bond or other security, which shall be filed with the Town Clerk subsequent to approval of the site plan herein. The building permit shall not be issued until the town Clerk certifies that the performance bond or other security has been filed in the Office of the Town Clerk of the Town of Riverhead. Said security shall be in full force and effect for the term of the building permit or any renewal thereof;
12. That the topsoil shall conform to the specifications of the New York State Department of Transportation in regard to pH, organic content, and gradation;
13. That all nursery stock and installation methods thereof shall meet the latest "American Standards for Nursery Stock," as published by the American Association of Nurserymen;

Declarant has hereunto set his/her hand and seal the day and year above first written.

\_\_\_\_\_

STATE OF NEW YORK)

)ss.:

COUNTY OF SUFFOLK)

On the \_\_\_\_\_ day of \_\_\_\_\_, 1998, before me personally came \_\_\_\_\_, to me known and known to be the individual who executed the foregoing instrument; that (s)he is the owner of certain real property located at Route 58, Riverhead, New York, the subject property of this Declaration and Covenant, and understands the content thereof; and that (s)he did swear to me that (s)he executed the same.

\_\_\_\_\_  
NOTARY PUBLIC

STATE OF NEW YORK)

ss.:

COUNTY OF SUFFOLK)

On this \_\_\_\_\_ day of \_\_\_\_\_, 1998, before me personally came \_\_\_\_\_, to me known, and known to me to be one of the members of the firm of \_\_\_\_\_, described in and who executed the foregoing instrument, and (s)he acknowledged to me that (s)he executed the same as and for the act and deed of said firm.

\_\_\_\_\_  
NOTARY PUBLIC

STATE OF NEW YORK)

ss.:

COUNTY OF SUFFOLK)

On the \_\_\_\_\_ day of \_\_\_\_\_, 1998, before me personally came \_\_\_\_\_ who, being sworn by me, did depose and say: that (s)he is the \_\_\_\_\_ of \_\_\_\_\_; that (s)he knows the seal of the corporation; that the seal affixed to this instrument is said seal; and that it was affixed by order of the Board of Directors of the Corporation.

\_\_\_\_\_  
NOTARY

\_\_\_\_\_  
PUBLIC

May 18, 1999

Adopted

TOWN OF RIVERHEAD

Resolution # 474

RATIFIES THE APPOINTMENT OF A SCHOOL CROSSING GUARD TO THE POLICE DEPARTMENT

COUNCILMAN LULL

\_\_\_\_\_ offered the following resolution, which was seconded by COUNCILMAN KENT.

WHEREAS, due to the resignation of Juan Ayala, the position of School Crossing Guard exists in the Police Department; and

WHEREAS, pursuant to interviews, a recommendation has been made by the Chief of Police to hire Charles A. Rizzo to this part-time position.

NOW, THEREFORE, BE IT RESOLVED, effective May 17, 1999, the Town Board hereby ratifies the appointment of Charles A. Rizzo to the position of Crossing Guard at an hourly rate of pay of \$9.00; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Charles A. Rizzo, the Chief of Police and the Office of Accounting.

**THE VOTE**

|           |   |                             |      |   |                             |
|-----------|---|-----------------------------|------|---|-----------------------------|
| Cardinale | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> | Kent | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| Kwasna    | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> | Lull | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| Villella  | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |      |   |                             |

THE RESOLUTION WAS  WAS NOT

THEREUPON DULY DECLARED ADOPTED

05/18/99

Adopted

TOWN OF RIVERHEAD

Resolution # 475

APPOINTS FULL TIME KENNEL ATTENDANT  
IN THE POLICE DEPARTMENT

COUNCILMAN CARDINALE offered the following  
resolution, which was seconded by COUNCILMAN KWASNA

**WHEREAS**, Ricky Muller currently holds the position of Part Time Kennel Attendant in the Police Department, and

**WHEREAS**, there is a need to change this position to Full Time and Ricky Muller has agreed to fill this position on a Full Time basis.

**WHEREAS**, it is the recommendation of the Department Head of the Police Department and the Personnel Committee that we change his job status to Full Time.

**NOW, THEREFORE, BE IT RESOLVED**, that effective May 24 ,1999, the Town Board hereby appoints Ricky Muller to the position of Full Time Kennel Attendant as found on Group 3 Step P of the Operational and Technical Salary Structure of the CSEA Contract.

**BE IT FURTHER, RESOLVED**, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Ricky Muller, the Police Department, and the Office of Accounting.

THE VOTE

Cardinale  Yes  No    Kent  Yes  No  
Kwasna  Yes  No    Lull  Yes  No  
Vilella  Yes  No

THE RESOLUTION WAS  WAS NOT   
THEREUPON DULY DECLARED ADOPTED

05/18/99

Adopted

TOWN OF RIVERHEAD

Resolution # 476

ACCEPTS RESIGNATION OF  
PART TIME SENIOR CITIZEN ASSISTANT

COUNCILMAN KENT offered the following  
resolution, which was seconded by COUNCILMAN CARDINALE

**WHEREAS**, Nancy Tesoriero has notified the Town Board of her intent to resign from her position of Part Time Senior Citizen Assistant in the Office of Senior Citizen Programs, and

**NOW, THEREFORE, BE IT RESOLVED**, effective April 27, 1999, the Town Board hereby accepts the resignation of Nancy Tesoriero, and

**BE IT FURTHER, RESOLVED**, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Nancy Tesoriero, the Office of Senior Citizen Programs, and the Office of Accounting.

THE VOTE

Cardinale  Yes \_\_\_ No \_\_\_    Kent  Yes \_\_\_ No \_\_\_  
Kwasna  Yes \_\_\_ No \_\_\_    Lull  Yes \_\_\_ No \_\_\_  
Vilella  Yes \_\_\_ No \_\_\_

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

05/18/99

Adopted

TOWN OF RIVERHEAD

Resolution # 477

ACCEPTS RESIGNATION OF  
PART TIME MAINTENANCE MECHANIC II

COUNCILMAN LULL offered the following  
resolution, which was seconded by COUNCILMAN KWASNA

**WHEREAS**, Frank Lindstrom has notified the Town Board of his intent to resign from his position of Part Time Maintenance Mechanic II in the Office of Senior Citizen Programs, and

**NOW, THEREFORE, BE IT RESOLVED**, effective May 5, 1999, the Town Board hereby accepts the resignation of Frank Lindstrom, and

**BE IT FURTHER, RESOLVED**, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Frank Lindstrom, the Office of Senior Citizen Programs, and the Office of Accounting.

**THE VOTE**

Cardinale  Yes  No      Kent  Yes  No

Kwasna  Yes  No      Lull  Yes  No

Villella  Yes  No

THE RESOLUTION WAS  WAS NOT

THEREUPON DULY DECLARED ADOPTED

Adopted

05/18/99

TOWN OF RIVERHEAD

Resolution # 478

ACCEPTS RESIGNATION OF  
PART TIME CROSSING GUARD

COUNCILMAN CARDINALE

\_\_\_\_\_ offered the following

resolution, which was seconded by \_\_\_\_\_ COUNCILMAN LULL

**WHEREAS**, Juan Ayala has notified the Town Board of his intent to resign from his position of Part Time Crossing Guard in the Police Department, and

**NOW, THEREFORE, BE IT RESOLVED**, effective May 13, 1999, the Town Board hereby accepts the resignation of Juan Ayala, and

**BE IT FURTHER, RESOLVED**, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Juan Ayala, the Police Department, and the Office of Accounting.

THE VOTE

Cardinale  Yes \_\_\_ No \_\_\_    Kent  Yes \_\_\_ No \_\_\_  
Kwasna  Yes \_\_\_ No \_\_\_    Lull  Yes \_\_\_ No \_\_\_  
Vilrella  Yes \_\_\_ No \_\_\_

THE RESOLUTION WAS  WAS NOT \_\_\_  
THEREUPON DULY DECLARED ADOPTED

05/18/99

Adopted

TOWN OF RIVERHEAD

Resolution # 479

APPOINTS A SEASONAL LABORER  
IN BUILDINGS AND GROUNDS DEPARTMENT

COUNCILMAN KENT offered the following  
resolution, which was seconded by COUNCILMAN KWASNA

**WHEREAS**, the Buildings and Grounds Department has requested additional employees to assist in the added work associated with the Spring/Summer months; and

**WHEREAS**, the position has been duly posted and applicants have been interviewed.

**NOW, THEREFORE, BE IT RESOLVED**, that effective May 24, 1999, the Town Board hereby authorizes the appointment of Donald Feinberg to the position of Seasonal Laborer in the Buildings and Grounds Department at an hourly rate of \$10.00 to work from May 17, 1999 through September 17, 1999.

**BE IT FURTHER, RESOLVED**, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to Donald Feinberg, the Buildings and Grounds Department, and the Office of Accounting.

**THE VOTE**  
Cardinale  Yes \_\_\_ No \_\_\_    Kent  Yes \_\_\_ No \_\_\_  
Kwasna  Yes \_\_\_ No \_\_\_    Lull  Yes \_\_\_ No \_\_\_  
Vilella  Yes \_\_\_ No \_\_\_  
**THE RESOLUTION WAS**  **WAS NOT** \_\_\_  
**THEREUPON DULY DECLARED ADOPTED**

| RESOLUTION # 480 ABSTRACT #19-99 MAY 6, 1999 (TBM 5/18/99) |     |                 |                 |                  |
|--|-----|-----------------|-----------------|------------------|
| offered the following Resolution which was seconded by     |     |                 |                 |                  |
|  |     |                 |                 |                  |
|  |     |                 |                 |                  |
| FUND NAME  |     | CD-4/30/99      | CHECKRUN TOTALS | GRAND TOTALS     |
| GENERAL TOWN   | 001 | \$ 3,500,000.00 | \$ 663,333.63   | \$ 4,063,333.63  |
| PARKING METER  | 002 | \$ -            | \$ -            | \$ -             |
| AMBULANCE  | 003 | \$ 13,000.00    | \$ -            | \$ 13,000.00     |
| POLICE ATHLETIC LEAGUE                                     | 004 | \$ 9,500.00     | \$ 1,037.00     | \$ 10,537.00     |
| TEEN CENTER  | 005 | \$ 4,000.00     | \$ 285.00       | \$ 4,285.00      |
| RECREATION PROGRAM   | 006 | \$ 75,000.00    | \$ 134.61       | \$ 75,134.61     |
| SR NUTRITION SITE COUNCIL                                  | 007 | \$ 700.00       | \$ -            | \$ 700.00        |
| D.A.R.E. PROGRAM FUND                                      | 008 | \$ 200.00       | \$ 121.00       | \$ 321.00        |
| CHILD CARE CENTER BUILDING FUND                            | 009 | \$ 25,000.00    | \$ -            | \$ 25,000.00     |
| YOUTH COURT SCHOLARSHIP FUND                               | 025 | \$ 900.00       | \$ -            | \$ 900.00        |
| SRS DAYCARE BUILDING FUND                                  | 027 | \$ -            | \$ 879.65       | \$ 879.65        |
| COMMUNITY P.E.T.S. SHELTER                                 | 028 | \$ -            | \$ -            | \$ -             |
| HIGHWAY  | 111 | \$ 500,000.00   | \$ 51,481.27    | \$ 551,481.27    |
| WATER  | 112 | \$ 1,700,000.00 | \$ 61,621.22    | \$ 1,761,621.22  |
| REPAIR & MAINTENANCE                                       | 113 | \$ 450,000.00   | \$ -            | \$ 450,000.00    |
| SEWER  | 114 | \$ 1,100,000.00 | \$ 31,517.18    | \$ 1,131,517.18  |
| REFUSE & GARBAGE COLLECTION                                | 115 | \$ 300,000.00   | \$ 143,743.14   | \$ 443,743.14    |
| STREET LIGHTING  | 116 | \$ 30,000.00    | \$ 5,961.69     | \$ 35,961.69     |
| PUBLIC PARKING   | 117 | \$ 120,000.00   | \$ 1,498.53     | \$ 121,498.53    |
| BUSINESS IMPROVEMENT DISTRICT                              | 118 | \$ 80,000.00    | \$ 70.04        | \$ 80,070.04     |
| TOR URBAN DEV CORP TRUST ACCT                              | 119 | \$ -            | \$ -            | \$ -             |
| AMBULANCE DISTRICT   | 120 | \$ -            | \$ 158.03       | \$ 158.03        |
| WORKER'S COMPENSATION FUND                                 | 173 | \$ 500,000.00   | \$ 1,480.96     | \$ 501,480.96    |
| HOSPITALIZATION SELF INSURANCE                             | 174 | \$ -            | \$ -            | \$ -             |
| RISK RETENTION FUND  | 175 | \$ 225,000.00   | \$ -            | \$ 225,000.00    |
| UNEMPLOYMENT INSURANCE FUND                                | 176 | \$ -            | \$ -            | \$ -             |
| MAIN STREET REHAB PROGRAM                                  | 177 | \$ -            | \$ -            | \$ -             |
| REVOLVING LOAN PROGRAM                                     | 178 | \$ -            | \$ -            | \$ -             |
| RESIDENTIAL REHAB  | 179 | \$ -            | \$ -            | \$ -             |
| DISCRETIONARY/SMALL CITIES                                 | 180 | \$ -            | \$ -            | \$ -             |
| CDBG CONSORTIUM ACCOUNT                                    | 181 | \$ -            | \$ 792.75       | \$ 792.75        |
| URBAN DEVEL CORP WORKING                                   | 182 | \$ -            | \$ -            | \$ -             |
| RESTORE  | 184 | \$ -            | \$ -            | \$ -             |
| PUBLIC PARKING DEBT  | 381 | \$ 10,000.00    | \$ -            | \$ 10,000.00     |
| SEWER DISTRICT DEBT  | 382 | \$ 50,000.00    | \$ -            | \$ 50,000.00     |
| WATER DEBT   | 383 | \$ 18,000.00    | \$ -            | \$ 18,000.00     |
| GENERAL FUND DEBT SERVICE                                  | 384 | \$ 40,000.00    | \$ -            | \$ 40,000.00     |
| SCAVENGER WASTE DEBT                                       | 385 | \$ 50,000.00    | \$ -            | \$ 50,000.00     |
| COMM DEVEL AGENCY CAP PROJECT                              | 405 | \$ -            | \$ -            | \$ -             |
| TOWN HALL CAPITAL PROJECTS                                 | 406 | \$ -            | \$ 109,072.52   | \$ 109,072.52    |
| EIGHT HUNDRED SERIES                                       | 408 | \$ -            | \$ -            | \$ -             |
| WATER IMPROVEMENT CAP PROJ                                 | 409 | \$ -            | \$ -            | \$ -             |
| NUTRITION CAPITAL IMPS                                     | 441 | \$ -            | \$ -            | \$ -             |
| CHIPS  | 451 | \$ 225,000.00   | \$ -            | \$ 225,000.00    |
| YOUTH SERVICES   | 452 | \$ -            | \$ 1,693.48     | \$ 1,693.48      |
| SENIORS HELPING SENIORS                                    | 453 | \$ -            | \$ 1,923.57     | \$ 1,923.57      |
| EISEP  | 454 | \$ -            | \$ 941.14       | \$ 941.14        |
| SCAVENGER WASTE CAP PROJ                                   | 470 | \$ -            | \$ -            | \$ -             |
| MUNICIPAL FUEL FUND  | 625 | \$ 170,000.00   | \$ 2,715.58     | \$ 172,715.58    |
| MUNICIPAL GARAGE   | 626 | \$ 15,000.00    | \$ 9,253.00     | \$ 24,253.00     |
| TRUST & AGENCY   | 735 | \$ -            | \$ 822,793.98   | \$ 822,793.98    |
| SPECIAL TRUST  | 736 | \$ 40,000.00    | \$ -            | \$ 40,000.00     |
| CDA-CALVERTON  | 914 | \$ 350,000.00   | \$ 116,732.22   | \$ 466,732.22    |
| COMMUNITY DEVELOPMENT AGENCY                               | 915 | \$ -            | \$ -            | \$ -             |
| JOINT SCAVENGER WASTE                                      | 918 | \$ 50,000.00    | \$ 10,431.64    | \$ 60,431.64     |
| CENTRAL CLEARING ACCOUNT                                   | 999 | \$ -            | \$ -            | \$ -             |
| TOTALS   |     | \$ 9,651,300.00 | \$ 1,939,672.83 | \$ 11,590,972.83 |

| RESOLUTION # 480 ABSTRACT #20-99 MAY 13, 1999 (TBM 5/18/99) |     |         |                 |                 |
|---|-----|---------|-----------------|-----------------|
| offered the following Resolution which was seconded by      |     |         |                 |                 |
|   |     |         |                 |                 |
|   |     |         |                 |                 |
| FUND NAME   |     | CD-NONE | CHECKRUN TOTALS | GRAND TOTALS    |
| GENERAL TOWN  | 001 | \$ -    | \$ 140,393.55   | \$ 140,393.55   |
| PARKING METER   | 002 | \$ -    | \$ -            | \$ -            |
| AMBULANCE   | 003 | \$ -    | \$ -            | \$ -            |
| POLICE ATHLETIC LEAGUE                                      | 004 | \$ -    | \$ 550.00       | \$ 550.00       |
| TEEN CENTER   | 005 | \$ -    | \$ 185.50       | \$ 185.50       |
| RECREATION PROGRAM  | 006 | \$ -    | \$ 35.00        | \$ 35.00        |
| SR NUTRITION SITE COUNCIL                                   | 007 | \$ -    | \$ -            | \$ -            |
| D.A.R.E. PROGRAM FUND                                       | 008 | \$ -    | \$ -            | \$ -            |
| CHILD CARE CENTER BUILDING FUND                             | 009 | \$ -    | \$ 629.07       | \$ 629.07       |
| YOUTH COURT SCHOLARSHIP FUND                                | 025 | \$ -    | \$ -            | \$ -            |
| SRS DAYCARE BUILDING FUND                                   | 027 | \$ -    | \$ -            | \$ -            |
| COMMUNITY P.E.T.S. SHELTER                                  | 028 | \$ -    | \$ 1,955.00     | \$ 1,955.00     |
| HIGHWAY   | 111 | \$ -    | \$ 174,796.55   | \$ 174,796.55   |
| WATER   | 112 | \$ -    | \$ 9,227.47     | \$ 9,227.47     |
| REPAIR & MAINTENANCE  | 113 | \$ -    | \$ -            | \$ -            |
| SEWER   | 114 | \$ -    | \$ 7,016.74     | \$ 7,016.74     |
| REFUSE & GARBAGE COLLECTION                                 | 115 | \$ -    | \$ 1,329.42     | \$ 1,329.42     |
| STREET LIGHTING   | 116 | \$ -    | \$ 5,590.38     | \$ 5,590.38     |
| PUBLIC PARKING  | 117 | \$ -    | \$ 9,379.65     | \$ 9,379.65     |
| BUSINESS IMPROVEMENT DISTRICT                               | 118 | \$ -    | \$ 4,593.75     | \$ 4,593.75     |
| TOR URBAN DEV CORP TRUST ACCT                               | 119 | \$ -    | \$ -            | \$ -            |
| AMBULANCE DISTRICT  | 120 | \$ -    | \$ 770.15       | \$ 770.15       |
| WORKER'S COMPENSATION FUND                                  | 173 | \$ -    | \$ 10,557.46    | \$ 10,557.46    |
| HOSPITALIZATION SELF INSURANCE                              | 174 | \$ -    | \$ -            | \$ -            |
| RISK RETENTION FUND   | 175 | \$ -    | \$ -            | \$ -            |
| UNEMPLOYMENT INSURANCE FUND                                 | 176 | \$ -    | \$ -            | \$ -            |
| MAIN STREET REHAB PROGRAM                                   | 177 | \$ -    | \$ -            | \$ -            |
| REVOLVING LOAN PROGRAM                                      | 178 | \$ -    | \$ -            | \$ -            |
| RESIDENTIAL REHAB   | 179 | \$ -    | \$ -            | \$ -            |
| DISCRETIONARY/SMALL CITIES                                  | 180 | \$ -    | \$ -            | \$ -            |
| CDBG CONSORTIUM ACCOUNT                                     | 181 | \$ -    | \$ -            | \$ -            |
| URBAN DEVEL CORP WORKING                                    | 182 | \$ -    | \$ -            | \$ -            |
| RESTORE   | 184 | \$ -    | \$ -            | \$ -            |
| PUBLIC PARKING DEBT   | 381 | \$ -    | \$ -            | \$ -            |
| SEWER DISTRICT DEBT   | 382 | \$ -    | \$ -            | \$ -            |
| WATER DEBT  | 383 | \$ -    | \$ -            | \$ -            |
| GENERAL FUND DEBT SERVICE                                   | 384 | \$ -    | \$ -            | \$ -            |
| SCAVENGER WASTE DEBT  | 385 | \$ -    | \$ -            | \$ -            |
| COMM DEVEL AGENCY CAP PROJECT                               | 405 | \$ -    | \$ -            | \$ -            |
| TOWN HALL CAPITAL PROJECTS                                  | 406 | \$ -    | \$ 4,489.45     | \$ 4,489.45     |
| EIGHT HUNDRED SERIES  | 408 | \$ -    | \$ -            | \$ -            |
| WATER IMPROVEMENT CAP PROJ                                  | 409 | \$ -    | \$ -            | \$ -            |
| NUTRITION CAPITAL IMPS                                      | 441 | \$ -    | \$ -            | \$ -            |
| CHIPS   | 451 | \$ -    | \$ -            | \$ -            |
| YOUTH SERVICES  | 462 | \$ -    | \$ 533.37       | \$ 533.37       |
| SENIORS HELPING SENIORS                                     | 463 | \$ -    | \$ -            | \$ -            |
| EISEP   | 464 | \$ -    | \$ -            | \$ -            |
| SCAVENGER WASTE CAP PROJ                                    | 470 | \$ -    | \$ -            | \$ -            |
| MUNICIPAL FUEL FUND   | 625 | \$ -    | \$ 68.67        | \$ 68.67        |
| MUNICIPAL GARAGE  | 626 | \$ -    | \$ 1,903.40     | \$ 1,903.40     |
| TRUST & AGENCY  | 735 | \$ -    | \$ 824,444.18   | \$ 824,444.18   |
| SPECIAL TRUST   | 736 | \$ -    | \$ -            | \$ -            |
| CDA-CALVERTON   | 914 | \$ -    | \$ 40,259.35    | \$ 40,259.35    |
| COMMUNITY DEVELOPMENT AGENCY                                | 915 | \$ -    | \$ 84.12        | \$ 84.12        |
| JOINT SCAVENGER WASTE                                       | 918 | \$ -    | \$ 5,050.62     | \$ 5,050.62     |
| CENTRAL CLEARING ACCOUNT                                    | 999 | \$ -    | \$ -            | \$ -            |
| TOTALS  |     | \$ -    | \$ 1,243,742.85 | \$ 1,243,742.85 |

Adopted

May 18, 1999

TOWN OF RIVERHEAD

Resolution # 481

AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE OF PUBLIC HEARING - PLANNED RECREATIONAL PARK DISTRICT

COUNCILMAN KENT offered the following resolution which

was seconded by COUNCILMAN CARDINALE

WHEREAS, by resolution number <sup>849</sup> 849 of 1998, the Riverhead Town Board did amend the Comprehensive Master Plan of the Town of Riverhead to provide for the re-use and re-development of the Calverton Naval Weapons Industrial Reserve Plant by allowing for industrial, commercial and recreational land use, and

WHEREAS, the implementation of such Master Plan amendment is predicated upon the adoption of certain amendments to the Town of Riverhead Zoning Ordinance and Zoning Use District Map, and

WHEREAS, by virtue of the Town of Riverhead Comprehensive Master Plan Revision, a Draft Planned Recreational Park District has been prepared and distributed to this Board, now

**THEREFORE BE IT**

**RESOLVED**, that the Town Clerk be authorized to publish and post the attached notice of public hearing in the May 27, 1999 edition of the official newspaper of the Town of Riverhead, and

**BE IT FURTHER**

**RESOLVED**, that the Town Clerk be authorized to forward the draft text of the Planned Recreational Park Zoning Use District to the Riverhead Planning Board for its report and recommendation.

**TOWN OF RIVERHEAD  
NOTICE OF PUBLIC HEARING**

**PLEASE TAKE NOTICE**, that a public hearing will be held on the 15th day of June, 1999 at 2:15 o'clock p.m. at 200 Howell Avenue, Riverhead, New York to hear all interested parties to consider a motion of the Riverhead Town Board to amend the Town of Riverhead Zoning Ordinance and the Town of Riverhead Zoning Use District Map to provide for the Planned Recreational Park Zoning Use District to the exclusion of the current Defense Institutional Zoning Use District upon 1,925± acres of real property within the Calverton Enterprise Park, Calverton; such real property more particularly described as a portion of Suffolk County Tax Map Parcel Number 0600-135-1-2. The text of the proposed zoning use district and a map of the lands being considered for such zoning action will be available for inspection at the office of the Town Clerk between the hours of 8:30 AM – 4:30 PM beginning on the 28<sup>th</sup> day of May, 1999.

DATED: May 27, 1999  
Riverhead, New York

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF RIVERHEAD

BARBARA GRATTAN, TOWN CLERK

RESOLUTION NO. 482

**Adopted**

0590914901

COUNCILMAN LULL OFFERED THE RESOLUTION, WHICH  
WAS SECONDED BY COUNCILMAN KWASNA

72113-3145

At a regular meeting of the Town Board of the Town of  
Riverhead, Suffolk County, New York, held at the ~~TOWN HALL~~ **GEORGE YOUNG COMMUNITY CENTER**, in  
**JAMESPORT,**  
~~Riverhead~~, New York, in said Town, on May 18, 1999, at 7:00  
o'clock p.M., Prevailing Time.

The meeting was called to order by SUPERVISOR VILLELLA and upon  
roll being called, the following were

PRESENT:

ABSENT:

The following resolution was offered by Councilman  
\_\_\_\_\_, who moved its adoption, seconded by Councilman  
\_\_\_\_\_, to-wit:

BOND RESOLUTION DATED MAY 18, 1999.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$100,000 SERIAL BONDS OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, TO PAY THE COST OF THE RECONSTRUCTION OF SIDEWALKS THROUGHOUT AND IN AND FOR SAID TOWN.

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; and

WHEREAS, it is now desired to authorize the financing of such capital project; NOW, THEREFORE, BE IT

RESOLVED, by the Town Board of the Town of Riverhead, Suffolk County, New York, as follows:

Section 1. For the class of objects or purposes of paying the cost of the reconstruction of sidewalks throughout and in and for the Town of Riverhead, Suffolk County, New York, including incidental expenses in connection therewith, there are hereby authorized to be issued \$100,000 serial bonds of the Town of Riverhead, Suffolk County, New York.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid class of objects or purposes is \$100,000, and that the plan for the financing thereof is by the issuance of the \$100,000 serial bonds of said Town authorized to be issued pursuant to this bond resolution.

Section 3. It is hereby determined that the period of probable usefulness of the aforescribed class of objects or purposes is ten years, pursuant to subdivision 24 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said Town of Riverhead, Suffolk County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property in said Town a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the Town of Riverhead, Suffolk County, New York, by the manual or facsimile signature of the Supervisor and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the Town Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he

shall deem best for the interests of the Town; provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of its Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. It is hereby determined that it is to the financial advantage of the Town not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain

substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. Upon this resolution taking effect, the same shall be published in full in \_\_\_\_\_, the official newspaper, together with a notice of the Town Clerk in

substantially the form provided in Section 81.00 of the Local Finance Law.

Section 12. This resolution is adopted subject to permissive referendum in accordance with Section 35.00 of the Local Finance Law.

LEGAL NOTICE OF ADOPTION

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Riverhead, Suffolk County, New York, at a meeting held on May 18, 1999, duly adopted the resolution published herewith subject to a permissive referendum.

Dated: Riverhead, New York  
May \_\_\_\_, 1999.

---

Town Clerk

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

|       |        |       |
|-------|--------|-------|
| _____ | VOTING | _____ |

The resolution was thereupon declared duly adopted.

\* \* \* \*

STATE OF NEW YORK )  
 ) ss:  
COUNTY OF SUFFOLK )

I, the undersigned Clerk of the Town of Riverhead, Suffolk County, New York, DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Town Board of said Town, including the resolution contained therein, held on May 18, 1999, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public notice of the time and place of said meeting to be given to the following newspapers and/or other news media as follows:

Newspaper and/or other news media Date given

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s)  
of posted notice \_\_\_\_\_

Date of Posting

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town on May \_\_\_\_\_, 1999.

\_\_\_\_\_

Town Clerk

(CORPORATE  
SEAL)

AFFIDAVIT OF POSTING

STATE OF NEW YORK )  
                          ) ss.:  
COUNTY OF SUFFOLK )

I, the undersigned Clerk of the Town of Riverhead, Suffolk County, New York, DEPOSE AND SAY:

That on the \_\_\_\_ day of \_\_\_\_\_, 1999, I caused to be posted on the official signboard maintained by me pursuant to subdivision 6 of Section 30 of the Town Law, a Notice of Adoption of a resolution adopted by the Town Board of said Town on the 18th day of May, 1999.

A true and correct copy of such Notice of Adoption is attached hereto.

\_\_\_\_\_

Town Clerk

Sworn to before me this \_\_\_\_ day  
of \_\_\_\_\_, 1999

\_\_\_\_\_  
Notary Public